

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

Rodney Brisco, as Administrator
for the Estate of Michael Brisco,

Plaintiff;

v.

City of Lancaster, Texas, et al.,

Defendants.

Case No. 3:20-cv-00643-E

APPENDIX TO OFFICER BEAUCHAMP'S BRIEF IN SUPPORT OF
HIS MOTION FOR SUMMARY JUDGMENT

NO.	DESCRIPTION	APPENDIX PAGE NO.
1.	AFFIDAVIT OF ZACHARY BEAUCHAMP	APPX 00001 – APPX 00003
2.	AFFIDAVIT OF SHANE LEMOINE	APPX 00004 – APPX 00005
3.	ELECTRONIC AUDIO-VISUAL FILE FROM UNIT 1481 OF THE SUBJECT INCIDENT ON MARCH 18, 2018	APPX 00006
4.	DEPOSITION OF ZACHARY BEAUCHAMP	APPX 00007 – APPX 00082
5.	LANCASTER POLICE DEPARTMENT INVESTIGATIVE FINDINGS FOR OIS INQUIRY 18-002	APPX 00083 – APPX 00084
6.	GRAND JURY NO-BILL	APPX 00085
7.	TEXAS RANGERS REPORT OF INVESTIGATION	APPX 00086 – APPX 00129
8.	ELECTRONIC AUDIO FILE FROM THE LANCASTER POLICE DEPARTMENT OF RADIO COMMUNICATIONS ON MARCH 18, 2018	APPX 00130

Respectfully submitted,

By: /s/ Christopher A. Klement
DARRELL G-M NOGA
Texas Bar No. 00785326
darrell@brownfoxlaw.com
CHRISTOPHER A. KLEMENT
Texas Bar No. 24090212
chris@brownfoxlaw.com
BROWN FOX PLLC
8111 Preston Road, Suite 300
Dallas, Texas 75225
Telephone: (214) 327-5000
Facsimile: (214) 327-5001

ATTORNEYS FOR DEFENDANT
ZACHARY BEAUCHAMP

CERTIFICATE OF SERVICE

On March 4, 2021, I electronically submitted the foregoing document with the clerk of court for the U.S. District Court, Northern District of Texas, using the electronic case filing system of the court. I hereby certify that I have served all counsel and/or pro se parties of record electronically or by another manner authorized by Federal Rule of Civil Procedure 5(b)(2).

By: /s/ Christopher Klement
CHRISTOPHER KLEMENT

UNITED STATES DISTRICT COURT
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AFFIDAVIT OF

STATE OF TEXAS §
 §
COUNTY OF DALLAS §

BEFORE ME, the undersigned Notary Public, on this date personally appeared Janet Beesley, and after first being duly sworn upon his oath by me stated the following:

1. My name is Janet Beesley. I am over 18 years of age, of sound mind, have never been charged with or convicted of a felony or crime of dishonesty or moral turpitude, and am fully competent and qualified to make this Affidavit and testify here in all respects. I have read this Affidavit and have personal knowledge of all facts set forth herein, and they are all true and correct.
2. I am a Lieutenant in Internal Affairs for the City of Lancaster Police Department. As part of my responsibilities as a Lieutenant in Internal Affairs, I oversee and am responsible for the

custody of records for the Lancaster Police Department. Attached to the Officer Beauchamp's Motion for Summary Judgment are true and correct copies of:

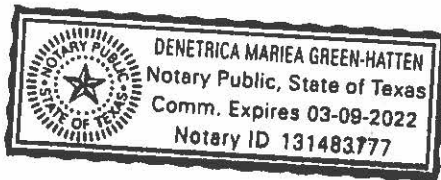
- a. Exhibit 3: Electronic audio-visual file from Unit 1481 of the subject incident on March 18, 2018;
- b. Exhibit 5: Lancaster Police Department Investigative Findings for OIS Inquiry 18-002; and
- c. Exhibit 8: Electronic audio file from the Lancaster Police Department of radio communications on March 18, 2018.

These records are incorporated into this affidavit as is fully set forth herein.

3. These records are true and correct copies of records that are kept by the City in the regular course of business. It was and is in the regular course of business for an employee or representative of the City, with knowledge of the acts, events, conditions, opinions, or diagnosis recorded, to make such records or to transmit information thereof to be included in these records. These records were made or received at or near the time of the acts, events, conditions, opinions, or diagnoses recorded, or reasonably soon thereafter. These records are exact duplicates of the originals.

JRB Beesley 1271
Janet Beesley, Affiant

SWORN AND SUBSCRIBED TO before me on March 4, 2021, to certify which witness
my hand and official seal.



Denetrica Mariea Green-Hatten
Notary Public, in and for the State of Texas

My Commission Expires:

03-09-2022

Exhibit 1

Affidavit of Zachary Beauchamp

**THE STATE OF TEXAS
COUNTY OF DALLAS**

DATE AND TIME: March 23, 2018 at 2:44 PM

LOCATION: 350 W. Interstate 30, Garland, Texas 75043

BEFORE ME, the undersigned authority, on this day personally appeared, **Zachary Beauchamp**, who being duly sworn on oath states:

My date of birth is [REDACTED] I currently work as a police officer for the city of Lancaster, Texas. My telephone number is [REDACTED]

I am voluntarily submitting this statement to Ranger David Armstrong. I am giving this statement without any threats or promises and on my own free will. He may use this statement for whatever purpose he or the State of Texas deem necessary. (INITIALS: ZB)

My name is **Zachary Beauchamp**. I am a police officer with the city of Lancaster, Texas. I have been with the Lancaster Police Department for approximately 3 years. I am currently assigned to the patrol division.

On Sunday, March 18, 2018, I was assigned as a patrol officer. My duty hours were 6P-6A. I was wearing my full issued Lancaster Police Department uniform that clearly identified me as a Lancaster police officer. I was patrolling the city with Recruit Officer Shane Lemoine. Recruit Officer Lemoine was in his third phase of training. He had one more phase remaining. I was responsible for training Recruit Officer Lemoine during his third phase. We were driving a fully marked Lancaster Police Department Chevrolet Tahoe which was equipped with emergency lights and an in-dash camera system.

I began the shift by taking our normal vehicle (1487) to our fleet maintenance facility for repair. Recruit Officer Lemoine followed in vehicle 1481 to pick me up. We got into vehicle 1481. I was planning on going back to the station to grab my duty bag and other equipment.

As we were headed back to the station, a criminal mischief call came out in the 600 block of W. Pleasant Run Road. We told the dispatcher that we would go to the call. We were able to quickly clear the call.

After we cleared the call, I observed a male who looked to be Zane Pugh, a suspected aggravated robbery suspect, walk into the OK Food Mart (701 W. Pleasant Run) across the street. I also saw Javier Martinez and the Cooks brothers in the parking lot. Pugh, Martinez, and the Cooks are known to associate with each other and are known to engage in criminal activity. I told Recruit Officer Lemoine to pull into a nearby church with a view of the OK Food Mart's back door. Other officers quickly arrived in the area. After a few moments at the church, Recruit Officer Lemoine and I relocated to the 7-11 across the street so we could watch the front door of the OK Food Mart. When we got to the 7-11 moments later, Martinez and the Cooks brothers were gone. A short time later, Sergeant Logan, RO Lemoine, and I went into the store to see if we could locate Pugh. The suspect was not there and we could not locate him.

INITIALS: ZB

PAGE 1
DEF 00004

We left the OK Food Mart and drove northbound on Dewberry towards the station. We were following Officer Pate. As we were following Officer Pate northbound on Dewberry, I noticed a white SUV illegally parked in a fire lane at the Dewberry Apartments. The Dewberry Apartments is a well known location for storing and selling dangerous narcotics. The driver was on the phone and appeared to be very concerned to see Officer Pate drive by. The suspect was fixated on Officer Pate, and turned his head almost all the way around to track where Officer Pate was headed. Officer Pate came over the radio to ask me if I observed the white SUV. I told him that I did and that we would circle back and make contact with the driver.

I instructed Recruit Officer Lemoine to turn right on Arbor Lane, right on Elm Street, and right again on Pleasant Run Road. We pulled into a parking lot to the south of the suspect's location to see if we could observe him. Our view was blocked by a privacy fence.

Recruit Officer Lemoine continued a short distance north on Dewberry and pulled into the south entrance of the complex. The suspect was still parked in the fire lane. We circled around to pull up behind the suspect vehicle. As we were pulling behind him he pulled front first into a parking spot. We got out of the car to make contact with the suspect.

Recruit Officer Lemoine approached the vehicle on the driver side and made contact with the suspect. I observed the suspect was fixated on RO Lemoine as he approached. I approached the vehicle on the passenger side and observed that the front passenger side window was partially rolled down. I don't think the suspect knew I was there. I immediately smelled the odor of marijuana and observed what appeared to be a marijuana cigar right above the gear shifter.

While staring at Recruit Officer Lemoine, the suspect handed him his ID with one hand while carefully and gradually reaching for the center console with the other. The suspect was able to open the center console. A moment later, the suspect reached into the center console. I was concerned that the suspect may be retrieving a pistol. I instructed Lemoine to get the suspect out of the SUV. The suspect looked up and stared right at me. I could tell he was surprised to see me. He immediately and quickly backed out of the spot.

My instinct was to run back to our squad car to pursue the suspect. As I was running towards our squad car, I heard the suspect rev the engine of his SUV. The next thing I know the suspect put the car in drive and hit me with the SUV knocking me off of my feet. I landed on the hood. The suspect continued to drive while I was stuck on the hood. I looked the suspect straight in the eye. The suspect distinctly and intentionally gunned the engine and accelerated the vehicle. I was convinced if I fell off the hood the suspect was going to run me over and kill me.

As the suspect continued to increase his speed, I thought that I was about to die. I thought I was never going to see my wife or two children again. I was somehow able to retrieve my department issued pistol and fire at the suspect to try and stop him from continuing to accelerate and killing me. I don't know if he swerved or hit the curb, but all of a sudden my momentum shifted and I fell off the side of the hood. As I fell off the hood, the suspect missed running me over by just a few inches.

I immediately experienced excruciating pain throughout my entire body. I experienced severe sharp shooting pains in my shoulder, ribs, elbows, and knees.

INITIALS: ZB

PAGE 2
DEF 00005

Other officers quickly came to my aid. I was quickly transported by ambulance to the emergency room at Baylor Scott and White Hospital in Waxahachie.

END OF STATEMENT

TIME: 2:44 PM

DATE: 3/23/2018

I would like to state that everything I have stated to Ranger David Armstrong is true and correct to the best of my knowledge. (INITIALS: ZB)



SIGNATURE OF PERSON GIVING STATEMENT

Subscribed and sworn to before me, Ranger David Armstrong, a peace officer of the State of Texas and pursuant to 602.002 Texas Government Code, on this the 23rd day of March, 2018.



SIGNATURE OF PEACE OFFICER

INITIALS: ZB

PAGE 3
DEF 00006

APPX 00003

Exhibit 2

Affidavit of Shane Lemoine

**THE STATE OF TEXAS
COUNTY OF DALLAS**

DATE AND TIME: March 23, 2018 at 2:30 PM

LOCATION: 350 W. Interstate 30, Garland, Texas 75043

BEFORE ME, the undersigned authority, on this day personally appeared, **Shane Lemoine**, who being duly sworn on oath states:

I was born on [REDACTED] I currently work as a police officer for the city of Lancaster, Texas. I started working for the Lancaster Police Department in December 2017. I am currently in my third (of four) phase of training. My telephone number is [REDACTED]

I am voluntarily submitting this statement to Ranger David Armstrong. I am giving this statement without any threats or promises and on my own free will. He may use this statement for whatever purpose he or the State of Texas deem necessary. (INITIALS: SL)

On March 18, 2018, I was patrolling the City of Lancaster with my training officer, Officer Zac Beauchamp. I was wearing my fully issued Lancaster Police Department uniform that clearly identified me as a police officer. I was driving a fully marked Lancaster Police Department Chevrolet Tahoe (1481) while Officer Beauchamp rode in the passenger seat. Our vehicle was equipped with emergency lights and a dash camera.

After detail my trainer and I took a marked vehicle to fleet services to be repaired. We then answered a criminal mischief call at Pleasant Run and Dewberry. Shortly after we cleared the call, my trainer observed someone he believed to have an arrest warrant go in the OK Food Mart on the northeast corner of Pleasant Run and Dewberry. We briefly parked at a nearby church behind the OK Food Mart with a view of the OK Food Mart's back door. Other Lancaster officers arrived in the area as well. We then moved to the 7-11 so we could see the front door of the OK Food Mart. Shortly thereafter, I went into the store with Officer Beauchamp and Sergeant Logan to see if the wanted suspect was still inside or hiding. It appeared that the wanted suspect was no longer in the area.

At approximately 7PM we began to leave the area. I was driving northbound on Dewberry with Officer Beauchamp. We passed the OK Food Mart. As we were passing the church, I observed a white SUV illegally parked in a fire lane at the apartments located at 1600 Dewberry. There were still police vehicles in the area. The driver was on the phone and appeared to be relaying our location and activity to someone on the other end of the phone. Officer Beauchamp instructed me to circle around and head back towards the apartment complex.

I made right turns on Arbor, Elm, and Pleasant Run and then a right turn back on Dewberry. I entered the apartment complex through the south entrance and noticed the suspect was still parked in the fire lane at the north entrance. I drove around the building. As we were coming up behind the suspect vehicle, the suspect pulled into a parking spot.

We exited the patrol vehicle and approached the suspect. I approached on the driver side while Officer Beauchamp approached on the passenger side. I made contact with the suspect and asked for his driver's license. The suspect appeared very nervous and was shaking as he attempted to remove his license from his wallet. The suspect then handed me a Texas identification card. I heard

INITIALS: SL

PAGE 1
DEF 00007

Officer Beauchamp instruct me to have the suspect exit the vehicle. I ordered the suspect out of the vehicle. As I was opening the driver's door, the driver quickly backed out of the spot. I had to move out of the way of the open door to avoid getting knocked over.

The suspect backed up straight into a vacant spot on the other side of the parking lot. I ran back towards our patrol vehicle because I thought we were about to pursue the suspect. The suspect put his SUV in drive and drove directly at Officer Beauchamp. I could no longer see Officer Beauchamp. Almost immediately, I heard a thud which I believe was the suspect hitting Officer Beauchamp with the SUV. I observed Officer Beauchamp on the hood of the suspect's SUV as the suspect turned right on Dewberry. The suspect appeared to be accelerating. I was afraid the suspect was going to continue accelerating north on Dewberry. I was terrified that I was about to watch Officer Beauchamp die. I heard multiple gun shots and wasn't sure if the suspect was shooting at Officer Beauchamp or if Officer Beauchamp was shooting to try and save his own life. As I turned right on Dewberry, I saw Officer Beauchamp kneeling in pain on the pavement. The suspect continued driving north on Dewberry at a very high rate of speed. I observed the suspect swerve and flip over.

Several Lancaster officers arrived on scene almost immediately. I stayed with Officer Beauchamp until he was taken away in an ambulance. I then went back to the police station to wait for further instructions.

END OF STATEMENT

TIME: 2:16 PM

DATE: 3/23/2018

I would like to state that everything I have stated to Ranger David Armstrong is true and correct to the best of my knowledge. (INITIALS: SL)



SIGNATURE OF PERSON GIVING STATEMENT

Subscribed and sworn to before me, Ranger David Armstrong, a peace officer of the State of Texas and pursuant to 602.002 Texas Government Code, on this the 23rd day of March, 2018.



SIGNATURE OF PEACE OFFICER

INITIALS: SL

PAGE 2
DEF 00008

APPX 00005

Exhibit 3

Dash Cam Video

Exhibit 4

Excerpts from the
Deposition of
Zachary Beauchamp

THIS UNEDITED ROUGH DRAFT OF THE PROCEEDING WAS
PRODUCED IN REALTIME AND IS NOT CERTIFIED.

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** UNCERTIFIED DRAFT **

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS

RODNEY BRISCO, as Administrator for)
the ESTATE OF MICHAEL BRISCO,)
Plaintiffs,) Case No.
v.) 3:20-cv-00643-E
CITY OF LANCASTER, TEXAS, et al.,)
Defendants.)

ROUGH DRAFT DEPOSITION OF
OFFICER ZACHARY BEAUCHAMP
February 24, 2021

ROUGH DRAFT DEPOSITION OF
OFFICER ZACHARY BEAUCHAMP, produced as a witness
at the instance of the Plaintiff, and duly sworn,
was taken in the above-styled and numbered cause
on February 24, 2021, from 2:02 p.m. to 3:25 p.m.,
remotely before Rebecca A. Graziano, CSR, RPR,
CRR, in and for the State of Texas, reported by
machine shorthand, pursuant to the Federal Rules
of Civil Procedure and the provisions stated on
the record.

**** UNCERTIFIED DRAFT ****

PROCEEDINGS

(On the record at 2:02 p.m.)

THE VIDEOGRAPHER: We are now on

02:02	5	the record. Today's date is
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February 24th, 2021, and the time is

2:02 p.m. central.

This is the recorded video

deposition of Officer Zachary Beauchamp in

02:02	10	the matter of Estate of Michael Brisco
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versus city of Lancaster, Texas, et al.,

in the United States District Court,

Northern District of Texas,

Case Number 3:20-cv-00643-E

02:02	15	My name is Mark Santos from Everest
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Court Reporting, and I am the video

specialist. The court reporter today is

Becky Graziano, also from Everest Court

Reporting. All counsel appearing today

02:02 20 will be noted on the stenographic record.

Will the court reporter please

swear in the witness.

(Witness duly sworn.)

OFFICER ZACHARY BEAUCHAMP,

02:03 25 being first duly sworn, testified as follows:

** UNCERTIFIED DRAFT **

EXAMINATION

BY MR. COYLE:

02:03 5 Q Good afternoon, Officer Beauchamp. My
6 name is John Coyle. I represent the estate of
7 Michael Brisco in litigation arising out of the
8 officer involved shooting from March 23rd of --
9 I'm sorry -- from March 18th of 2018.

02:03 10 Have you ever had a deposition taken
11 before?

12 A No, sir.

13 Q This is your first one?

14 A Yes, sir.

02:03 15 Q Okay. So I'm going to go through a series
16 of instructions that will just make this go as
17 quickly and smoothly as possible.

18 So first and for most, just like a
19 court of law, our sworn in and obligated to tell
02:03 20 the truth; do you understand?

21 A Yes, sir.

22 Q Second, the court reporter here is taking
23 a written record of everything we say, so I want
24 you to keep two things in mind: First, normal
02:04 25 forms of communication like nods of the head,

1 | ** UNCERTIFIED DRAFT **

shrugs of the shoulders, saying "huh-uh" and "uh-huh," the way we usually communicate. They don't translate very well to a written record so try to say things like "yes" and "no." Okay?

6	A	Yes, sir.
---	---	-----------

7 Q All right. Second, you know, because it's
8 a written record, it's very much human nature to
9 anticipate my question and want to jump in and
0 answer it. Just try to wait until I finish my
1 question before you give your answer. That way
2 when we go back and read the transcript, it's nice
3 and neat for us. All right?

4	A	Yes, sir.
---	---	-----------

5 Q Okay. I don't think we'll be here too,
6 too long today. Probably under two hours. But if
7 at any point in time you need to take a break, use
8 the restroom, talk to counsel, stretch your legs,
9 whatever it may be, that's perfectly fine. Just
10 let me know. I only ask that if I've posed a
11 question, you answer it before we take a break;
12 fair enough?

23	A	Yes, sir.
----	---	-----------

24 Q Okay. If you don't remember anything, you
25 can't recall anything, that's a perfectly

1 | ** UNCERTIFIED DRAFT **

2 acceptable answer. Just -- just say that. All
3 right?

4	A	Yes, sir.
---	---	-----------

02:05 5 Q All right. And is there any reason --
6 physical condition, medications, drug, alcohol or
7 any other reason -- why you can't testify
8 truthfully and accurately here today?

9 A No, sir.

02:05 10 Q Okay. Do you have any questions for me
11 before we get started?

12	A	No, sir.
----	---	----------

13 Q Okay. Have you had time to speak with
14 counsel and prepare for this deposition?

02:05	15	A	Yes, sir.
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16	Q	All right. Great.
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17 | What's your full name, for the record?
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18 A Zachary, Z-a-c-h-a-r-y; Beauchamp,

19	B-e-a-u-c-h-a-m-p.
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02:05	20	Q	Okay.
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21 Q And who's your current employer?

22	A	City of Lancaster.
----	---	--------------------

23 Q And you are a police officer?

24	A	Yes, sir.
----	---	-----------

02:05	25	Q	And how long have you been a police
-------	----	---	-------------------------------------

1 ** UNCERTIFIED DRAFT **

2 officer with the city of Lancaster?

3	A	Roughly six years.
---	---	--------------------

4 Q And how old are you, sir?

02:06	5	A	32. Or about to be 32.
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6 Q What's your highest level of education you
7 completed?

8	A High school.
---	----------------

9 | Q Okay. What high school did you go to?

02:06	10	A	Ferris high school.
-------	----	---	---------------------

11 Q And when did you graduate?

12	A	2007.
----	---	-------

13 Q Do you remember what year it was when you
14 started with the Lancaster Police Department?

02:06	15	A	I think it was 2013.
-------	----	---	----------------------

16 Q Okay. Prior to that, had you been a
17 police officer with a different police department?

18 | A Yes, sir.

19 Q Where were you before that?

02:06	20	A	City of Cockrell Hill.
-------	----	---	------------------------

21	0	And how far is that from Lancaster?
----	---	-------------------------------------

22 | A 20 -- I -- 20 miles, maybe.

23	Q	Okay. How long were you with them?
----	---	------------------------------------

24	A	Roughly 11 months.
----	---	--------------------

02:07	25	0	What was the reason for your switch?
-------	----	---	--------------------------------------

**** UNCERTIFIED DRAFT ****

A To accept the job at Lancaster.

Q Okay. Closer to motion in limine? Did it pay better? What was the reason?

02:07	5	A	More money.
-------	---	---	-------------

Q More money. Always a good reason.

Prior to copper hill, were you a police department anywhere -- were you a police officer anywhere else?

02:07	10	A	Yes, sir.
-------	----	---	-----------

Q Where were you before that?

A City of Red Oak.

Q And where is that in reference to Lancaster?

02:07	15	A	One city south.
-------	----	---	-----------------

Q And how long were you with Red Oak?

A Two and a half years.

Q Why did you leave Red Oak?

A I was terminated.

02:08	20	Q	Okay. Why were you terminated?
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A For policy violations.

Q What type of policy violations?

A I pepper sprayed a guy that was in handcuffs.

02:08	25	0	Were there any criminal charges as a
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1 ** UNCERTIFIED DRAFT **

2 result of that incident?

3 A No, sir.

02:08 4 Q Was there any civil litigation as a result
5 of that incident?

6	A	No, sir.
---	---	----------

7 Q Prior to the city of Red Oak, were you a
8 police officer anywhere else?

9 A No, sir.

02:08 10 Q Okay. So before you started at Red Oak, I
11 assume you went to the police academy; is that
12 correct?

13 A I'm sorry. You broke up.

14	Q	Prior to starting with Red Oak, did you go
02:08 15		to the police academy?

16	A	Yes, sir.
----	---	-----------

17 Q Okay. What police academy?

18	A	Navarro college.
----	---	------------------

19 Q I'm sorry?

02:09	20	A	Navarro college.
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21 Q And when did you enroll there?

22 A 20- -- it was sometime right after high
23 school. I want to say roughly around 2010. 2009
24 to 2010.

02:09	25	0	Did you hold any jobs between high school
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1 ** UNCERTIFIED DRAFT **

2 and going to the police academy?

3 A Yes, sir.

4 Q What did you do?

02:09 5 A Farming. I worked at a Walgreens
6 distribution center for a little bit. I worked as
7 a -- security at a bar, and odd and end jobs.

8 Q Okay. You've never been a prison guard or
9 anything like that?

02:09 10 A No, sir.

11 Q Okay. Have you ever been the defendant in
12 a civil lawsuit other than this one?

13 A Yes, sir.

14 Q Okay. When was that?

02:10 15 A Roughly a month ago, I would say. I got
16 served with another one.

17 Q Okay. And did that have to do with
18 something that happened while you were working as
19 a police officer?

02:10 20 A Yes, sir.

21 Q Can you just give me a brief overview of
22 what that lawsuit is -- involves?

23 A Another city's SWAT team, they hit the
24 wrong house on executing a search warrant.

02:10 25 Q How were you involved?

1 ** UNCERTIFIED DRAFT **

2 A I was called there to block off the road
3 for the SWAT team.

4 Q The house that was hit, was it in
02:11 5 Lancaster?

6 A Yes, sir.

7 Q Why was another city's SWAT team serving a
8 warrant in Lancaster?

9 A From what I know of the deal, it was a
02:11 10 multi-agency task force, and they -- I don't know
11 why they used that SWAT team. That wasn't...

12 Q Okay. Other than that lawsuit and this
13 one, have you been a defendant in any other civil
14 lawsuits?

02:11 15 A No, sir.

16 Q Prior to this incident on May 18th, 2018,
17 have you ever discharged your firearm at another
18 person?

19 A No, sir.

02:12 20 Q Since that, have you?

21 A No, sir.

22 Q My understanding is that on the date of
23 this incident, you were the training officer for
24 Officer Lemoine; is that correct?

02:12 25 A Yes, sir.

** UNCERTIFIED DRAFT **

Q Is Officer Lemoine still with the police department?

A Yes, sir, I believe so.

Q Okay. My understanding is that he's -- overseas right now?

A I know he's in the military, but I couldn't tell you where he's at.

Q Okay. Is he -- is he a reservist? Is he active duty? Do you know?

A No, sir, I don't know.

Q Understood.

How long have you been serving as a training officer for Lancaster prior to this incident?

A I would probably say about a year.

Q And how did you get tacked to be a training officer?

A The training coordinator at the time approached me and asked me to train fellow officers and new officers coming up.

Q How long had Officer Lemoine been on the -- am I pronouncing that name correctly?

A Yes, sir, as far as I know.

Q Okay. How long had he been on the force

1 | ** UNCERTIFIED DRAFT **

2 before this incident on March 18th of 2018?

3 A Not long. I don't -- I couldn't give you
4 exact, but it wasn't long.

02:13	5	Q	Less than six months?
-------	---	---	-----------------------

6 A Yes, sir. That would be fair to say.

7 Q Okay. I was reviewing some of the -- hold
8 on one second. Let me see if I can pull it up.

9 I was reviewing some of the Lancaster
02:14 10 Police Department general orders. Is the -- are
11 the general orders sort of your policies governing
12 your behavior at the police department?

13 MR. KLEMENT: Objection; form.

14 BY MR. COYLE:

02:14	15	0	You can answer.
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16 | A Yes, sir.

17 Q Okay. There's a general order governing
18 body-worn cameras. Were you equipped with a body
19 worn camera in 2018?

02:14	20	A	Yes, sir.
-------	----	---	-----------

21 Q Okay. On March 18th of 2018, were you
22 wearing your body camera?

23	A	No, sir.
----	---	----------

24	Q	Why not?
----	---	----------

02:15 25 | A I gave it to my Recruit Officer Lemoine,

1 ** UNCERTIFIED DRAFT **

2 A We were going to a criminal mischief
3 complaint in the 600 block of West Pleasant Run.

4 Q So were you in the car when you gave it to
02:16 5 him?

6 A Yes, sir.

7 Q And why did you decide to give him your
8 body camera?

9 A Because he was in third phase of training,
02:16 10 so he interacts with the public more, and I would
11 stand back, and that way he's making contact with
12 the public that he would have the audio and video
13 of the body camera.

14 Q Okay. How did you become aware that his
02:16 15 body camera wasn't working?

16 A I think he told me it wasn't. I -- I'm
17 sure that's what the conversation was.

18 Q So you're en route to a criminal mischief
19 complaint. Are you driving or are you the
02:17 20 passenger?

21 A He's third phase training, so I would have
22 been passenger.

23 Q And how long before the shooting did you
24 go to this criminal mischief complaint?

02:17 25 A I guess I don't understand what you're

**** UNCERTIFIED DRAFT ****

asking.

Q Sure.

So let me -- let me backtrack and we can go [audio interference].

THE REPORTER:

BY MR. COYLE:

Q What time did your shift begin that day?

Do you remember?

A 6:00 p.m.

Q 6:00 p.m.

And what time, if you can recall, did the shooting occur?

A I don't know the exact time.

Q Was it towards the beginning of your shift
or the end of your shift?

A Beginning.

Q Okay. This criminal mischief complaint that you talked about, was that the first call you went to on your shift?

A Yes, sir.

Q How long after you went to that criminal mischief call did the shooting occur?

A Not long.

Q Not long -- an hour? A half hour?

1 | ** UNCERTIFIED DRAFT **

2 | A I would say an hour tops.

3 Q So my understanding is immediately before
4 your interaction with Mr. Brisco, you sort of -- I
5 don't want to say it was surveillance, but you saw
6 an individual who you believe to be Zane Pugh at a
7 Food Mart; is that correct?

8 A Yes, sir.

9 Q Yes, sir?

10 Q Were you simply -- were you on the lookout
11 for Mr. Pugh? Why did he stick out to you?

12 A He -- I knew that he was currently wand
13 for an aggravate robbery out of our city.

14 Q And you had prior interactions with him?

15 A Yes, sir.

16 Q Okay. So you were able to recognize him?

17	A	Yes, sir.
----	---	-----------

18 Q How far was this Food Mart from the
19 location where the shooting occurred?

20	A	Maybe 80 yards.
----	---	-----------------

21 Q So I listened to police audio surrounding
22 the shooting, and you -- it appears that you're
23 talking back and forth. Do you know who you were
24 speaking to while you were investigating Mr. Pugh?

25 | A It would be several different officers,

1 | ** UNCERTIFIED DRAFT **

2 but I don't remember which one directly.

3 Q Okay. Were they in other vehicles?

4	A	Yes, sir.
---	---	-----------

02:20 5 Q So was there a planned operation to try to
6 take Mr. Pugh into custody?

7 A If we could locate him, yes, sir. I
8 wouldn't say planned.

9	Q	Were there simply a number of vehicles in
02:21 10		this same area that you were communicating with?

11 | A Yes, sir.

12	Q	Is that area heavily policed?
----	---	-------------------------------

13	A	Yes, sir.
----	---	-----------

02:21 14 Q Okay. So the why are where you first
15 interacted with Mr. Brisco, it looks like it's
16 sort of like an apartment complex facility; is
17 that accurate?

18 | A Yes, sir.

19 Q Okay. Are they off the main road? Can
02:21 20 you sort of explain to me how it's all set up?

21 A On the south side, you have pleasant run,
22 which is a main thoroughfare in Lancaster. And
23 then that's where the Food Mart is. And then

	24	Dewberry, it runs north and south, and the
02:22	25	apartment complex sits on the east side of

**** UNCERTIFIED DRAFT ****

Dewberry.

Q And so the apartment complex, it's a number of small buildings with parking in front and sort of small driveways in between; is that fair to say?

A Yes, sir.

Q Okay. So how did you come across Mr. Brisco after you leave the Food Mart?

A We saw a car parked in the fire lane, and
that's a violation.

Q Okay. Where were you when you observed the car in the fire lane?

A I was behind Officer Pate, who was going up Dewberry.

Q So you're driving on Dewberry?

A Yes, sir.

Q And this fire lane, is it in the apartment complex?

A Yes, sir.

Q How far off of Dewberry is the fire lane?

A It connects to Dewberry.

Q Okay. How far off of Dewberry was the car that you observed in the fire lane?

A Feet, maybe.

1 ** UNCERTIFIED DRAFT **

2 Q So, I mean, like, right off of Dewberry,
3 or 50 feet? 100 feet? What do you mean by
4 "feet"?

02:23 5 A I don't know how to describe it. If it
6 turns out of the apartment, he was -- I would say
7 roughly 20 feet at the most from Dewberry, the
8 actual roadway.

9 Q Okay. When you're driving up Dewberry,
02:24 10 how fast are you going?

11 A It just depends.

12 Q Well, at this point in time, when you
13 observed the white SUV, how fast were you going?

14 A Oh, probably under 10 miles an hour.

02:24 15 Q Okay. So you're sort of rolling along on
16 Dewberry?

17 A Yes, sir.

18 Q Okay. Why were you driving so slow?

19 A Looking for Zane Pugh.

02:24 20 A Did Mr. Pugh frequent that apartment
21 complex.

22 A Yes, sir.

23 Q Is that apartment complex like a crime hot
24 spot, so to speak?

02:24 25 A Yes, sir.

**** UNCERTIFIED DRAFT ****

Q So you're -- did you have any reason to believe that Mr. Pugh was driving this white vehicle that was in the fire lane?

02:24	5	A	No, sir.
-------	---	---	----------

Q Was there any reason that you wanted to stop the white vehicle other than it being in the fire lane?

A Yes, sir.

02:25	10	Q	What's that?
-------	----	---	--------------

A When officers were driving around the area, like going up, Officer Pate passed by, on the occupant of the vehicle was watching the marked officers as they were driving around looking for Mr. Pugh.

Q Okay. When you say when they were driving around, are they driving around through the apartment complex?

A I can't speak on where every officer went.

02:25 20 Q Okay. Well, you said that the occupant of
21 the white vehicle watched the marked vehicles go
22 past.

A Yes, sir.

24 Q Did they -- the marked vehicles go past on
02:25 25 Dewberry, or did they go past through the

**** UNCERTIFIED DRAFT ****

apartment complex?

A No. Past on Dewberry.

Q Okay. The white vehicle that -- is it

fair to say that the fire lane is perpendicular to Dewberry?

A Yes, sir.

Q Okay. So in the fire lane, is the white vehicle facing towards Dewberry or facing away from Dewberry?

A Facing towards Dewberry.

Q Okay. The occupant who watched the officers go by would be looking out his front windshield to watch the cars go by; is that accurate?

A Yes, sir.

Q Were the police vehicles -- did they have their lights on?

A No, sir.

Q Was there anything else strange about the white vehicle or its occupant?

A You could tell he was on his phone, and just the way he turned to watch the vehicles was abnormal.

Q Can you describe what you mean by that?

**** UNCERTIFIED DRAFT ****

A He would -- as soon as he saw the marked vehicles, he would follow the first one -- it would strain my neck, but he would turn, like, his whole body watching to see where that car went, that police vehicle went.

Q Okay. So what about that stood out to you?

A That he was very cautiously watching where
the police went.

Q Okay. Well, watching where the police went wouldn't create an independent basis to pull over that vehicle, would it?

A No, sir.

MR. KLEMENT: Objection; form.

BY MR. COYLE:

Q What was the basis for stopping the vehicle?

A Parked in the fire lane.

Q Okay. You see the occupant of the vehicle watch the cars go by. What do you do next?

A We travel up Dewberry and make the block
and come back around.

Q Okay. When you come back around, is the white vehicle still in the same spot?

1 ** UNCERTIFIED DRAFT **

2 A Yes, sir.

3 Q Okay. Does the white vehicle ever move?

4 A Yes, sir.

02:28 5 Q Where does it move to?

6 A A parking spot after we pulled behind it.

7 Q Okay. So how far away is the parking spot
8 that it pulls into?

9 A Pretty close. I mean, guessing feet, I'd
02:29 10 say 25 to 50 feet, maybe.

11 Q Okay. When you pulled up behind it, what
12 was your intention?

13 A To make contact with the occupant.

14 Q For what reason?

02:29 15 A To see what was going on. The violation,
16 just like a traffic stop.

17 Q Okay. You were going to write him a
18 parking ticket for blocking the fire lane?

19 A Yes, sir, possibly.

02:29 20 Q Were there any other cars parked in the
21 fire lane?

22 A Not that I remember.

23 Q Walk me through what happens from when you
24 pull up behind the car until you discharge. Just
02:30 25 one through it for me.

** UNCERTIFIED DRAFT **

1
2 A So I -- we pull around, pull behind and he
3 pulls nose-in to a parking spot. There's another
4 vehicle parked on his passenger's side. The
02:30 5 occupant of the vehicle opens the door. I believe
6 that Lemoine instructed him to have a seat back in
7 the vehicle. He was exact of acting very nervous.
8 I walked to the passenger's side. I don't
9 think -- I don't know I don't believe he saw me.
02:30 10 I road dispatch and gave the plate of the vehicle.
11 I don't think he saw me on the passenger's side,
12 and I walked up and you could see -- it looked
13 like marijuana -- marijuana next to the gear shift
14 in the center console. I couldn't hear all the
02:30 15 conversation between him and Lemoine, but I -- I
16 was -- saw him reach to the door pocket and then
17 go towards the center console area of the car, and
18 that's when I instructed Officer Lemoine to pull
19 him out of the vehicle, and he saw me, and then
02:31 20 the car went in reverse. Well, then when the car
21 went in reverse, I knew at that point that he was
22 taking off to evade, so I go to run back to my
23 squad car, and at that point when he turns, he
24 turns the car and goes forward and he's -- he's --
02:31 25 struck me with the vehicle and I was on top of it,

1 ** UNCERTIFIED DRAFT **

2 and then we go northbound.

3 Q Okay. You're on top of the vehicle

4 heading northbound. How long until you discharge?

02:31 5 A Seconds.

6 Q Okay. At some point in time, you fall off
7 the vehicle?

8 A Yes, sir.

9 Q How far down the road does that happen?

02:31 10 A I don't have a tape measure, but it's --
11 there's another set of apartment complex across
12 the street that's down -- I would have to guess
13 maybe 50 yards.

14 Q Okay. Do you remember how many times you
02:32 15 discharged your firearm?

16 A No, sir.

17 Q Okay. Were you on the hood of the vehicle
18 when you discharged the firearm?

19 A Yes, sir.

02:32 20 Q Okay. It was after you were struck by the
21 vehicle?

22 A Yes, sir.

23 Q Were you -- can you describe sort of your
24 body positioning as you were discharging?

02:32 25 A I remember my fingers were holding on to

1 | ** UNCERTIFIED DRAFT **

2 the hood, and he wasn't slowing down, and I
3 unholstered and shot.

02:33	4	Q	Okay. I want to go back to something you
	5		said. You said you road dispatch with the license
	6		plate.

7 Are there two separate bands that you
8 can communicate on?

9 | A Are you calling bands channels?

02:33 10 Q Yeah. Sorry. We call them bands up here.
11 Channels. Two separate channels?

12 A We only operate on one channel, but we
13 have multiple channels.

02:33 14 Q Okay. So if you're talking to another
15 officer in a different car about Mr. Pugh's
16 location, or you're radioing dispatch with the
17 plates, it would all be on the same channel?

18 | A Yes, sir.

19 Q At any point in time while you were
02:34 20 observing Mr. Brisco in his vehicle or on the hood
21 of the vehicle, did you observe any weapons on
22 him?

23	A	No, sir.
----	---	----------

24	Q	When he put his car into reverse, was it
02:34 25		your intention to get in front of his vehicle to

1 | ** UNCERTIFIED DRAFT **

2	stop its path?
---	----------------

3	A	No, sir.
---	---	----------

4 Q What was your -- what was your intention?

02:34	5	A	To get back to my squad car.
-------	---	---	------------------------------

6 Q Does Lancaster train you about how to deal
7 with fleeing vehicles?

8 MR. KLEMENT: Objection; form.

9 THE WITNESS: Yes, would be the way
02:34 10 answer that.

11 BY MR. COYLE:

12 Q Well, so you said you were running to get
13 into your squad car. I'm just curious, you know,
14 why that was the decision that you made. Is that
02:35 15 what you were trained to do?

16 A We're trained that our -- like our squad
17 car is -- we can use it for hard cover, if
18 necessary. We can use it -- our other equipment's
19 in there. And that -- we use it to pursue
02:35 20 vehicles.

21 Q Officer, I want to show you a video now.

22 It's from your dashcam of your vehicle.

23 Have you seen that video before?

24	A	Yes, sir.
----	---	-----------

02:35	25	0	Okay?
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1 ** UNCERTIFIED DRAFT **

2 MR. COYLE: I'm not going to mark
3 it as an exhibit, Chris, but I'm -- it's
4 the -- it was produced as Defense 0009.

02:36 5 BY MR. COYLE:

6 Q And, Officer, I'm just going to show this
7 to you, and I want to ask you a couple questions
8 about the timing based on the conversation we just
9 had. Okay?

02:36 10 A Yes, sir.

11 Q All right. I'm going to share my screen
12 here.

13 Okay. Officer. Can you see that?

14 A Yes, sir.

02:36 15 Q All right. I'm just going to play a few
16 seconds, and then I have a couple questions that I
17 want to ask you. All right?

18 A Yes, sir.

19 MR. COYLE: Okay. So for the
02:36 20 record, we're starting Defense 0009.mp4 at
21 0 minutes and 00 seconds.

22 (Whereupon, video playback began.)

23 BY MR. COYLE:

24 Q Okay, officer. So I just played you the
02:37 25 first 37 seconds in this video, and we've gotten

1 | ** UNCERTIFIED DRAFT **

2 to the point where a white vehicle is in front of
3 your car with the door open.

4 Is that Mr. Brisco in his vehicle?

02:37 5 A Yes, sir.

6 Q Okay. So I want to backtrack from here --
7 I just played you this much for some reference --
8 to the very beginning here at 0 minutes and
9 00 seconds.

02:38	10	(Whereupon, video playback began.)
-------	----	------------------------------------

11 BY MR. COYLE:

12 Q Do you know what street this is you're on?

13 | A Yes, sir.

14	Q	Which street's that?
----	---	----------------------

02:38	15	A	Dewberry.
-------	----	---	-----------

16 Q That 's Dewberry.

17 So at this point in time, had you
18 already observed Mr. Brisco parked in the fire
19 lane?

02:38 20 A Yes, sir.

21 Q Okay. Your dash camera, does that run
22 constantly while you're in the vehicle, or do you
23 have to turn it on?

24 | A You have to turn it on.

02:38	25	0	Okay. Is this when you turned it on?
-------	----	---	--------------------------------------

1 | ** UNCERTIFIED DRAFT **

2	A	Yes, sir.
---	---	-----------

02:38 3 Q Okay. So there was no dash camera footage
4 of you observing Mr. Brisco in the fire lane the
5 first time?

6	A	No, sir.
---	---	----------

7 Q Okay. And so you said you were on
8 Dewberry here. Is this -- how long after you
9 first observed Mr. Brisco in the fire lane do you
02:39 10 turn this camera on?

11 | A I don't know.

12 Q Okay. Well, when you first observe
13 Mr. Brisco in the fire lane, is it further down
14 this road in the direction you're heading now, or
02:39 15 is it behind you on this road?

16 A No. It's right -- right -- right over
17 there. We -- if you could look to the left of
18 this video, that okay Food Mart that we're at
19 looking for Mr. Pugh right there is to the left.

02:39	20	Q	Okay.
-------	----	---	-------

21 A Just out of view -- just out of camera
22 angle.

23 Q Okay. And where is -- where is the fire
24 lane you observed Mr. Brisco in?

02:39 25 | A He's in it right there in that white --

1 ** UNCERTIFIED DRAFT **

2 Q That's this white vehicle here?

3 A Yes, sir.

4 Q Okay.

02:39 5 (Whereupon, video playback began.)

6 BY MR. COYLE:

7 Q Okay. I stopped the video here at
8 24 seconds. That's Mr. Brisco's car, the white
9 car right in front of the -- your vehicle at this
02:40 10 point?

11 A Yes, sir.

12 Q Okay. Is that the fire lane that he's
13 driving out of?

14 A It looks like he's coming out of a parking
02:40 15 spot right there.

16 Q Okay. So it's your belief that he moved
17 from the fire lane to a parking spot?

18 A Yes, sir.

19 Q Okay. In the, I guess, 24 seconds it took
02:40 20 for you to get around the block?

21 A Yes, sir.

22 Q Okay. I'm going to just stop it here for
23 a second.

24 From this angle, can we see the fire
02:41 25 lane that you thought Mr. Brisco was parked in?

1 ** UNCERTIFIED DRAFT **

2 A I don't know if you could zoom in, but
3 directly where that curb is.

4 Q About here, where my mouse is
02:41 5 (indicating)?

6 A Yes, sir, a little further down.

7 No, that's the --

8 Q Oh, right here (indicating)?

9 A I'm sorry. We're on Zoom and I'm
02:41 10 pointing.

11 Q You know, it -- the worst part about Zoom
12 is it makes things like this really difficult. I
13 do usually ask, you know, to draw a picture on it?

14 A You can see the sign like that -- if you
02:41 15 follow the rear bumper of his car right there
16 (indicating).

17 Q Okay. It's this -- down here? Let me
18 play the video for a minute. Maybe we'll get a
19 better...

02:41 20 (Whereupon, video playback began.)

21 BY MR. COYLE:

22 Q Okay. Can you see it better from here?

23 A Yes, sir. Right there where the grass is
24 in that sign.

02:42 25 Q Over here (indicating)?

1 ** UNCERTIFIED DRAFT **

2 A Right in there, yes, sir.

3 Q Okay. So when you first observed him, he
4 was parked over here (indicating) where this metal
02:42 5 box is on the edge, sort of the exit out so the
6 street there?

7 A Yes, sir.

8 Q And so from the time you first observed
9 him, he then backed up into a parking spot?

02:42 10 A Yes, sir.

11 Q How long did it take you to go around the
12 block?

13 A I'm not sure, but it shouldn't take more
14 than five minutes, just because there's a couple
02:42 15 stop signs.

16 Q Okay.

17 Okay. I'm going to pull up some
18 audio.

19 MR. COYLE: And this is, for the
02:43 20 record, Defense 00011 -- that's the PD
21 radio -- And I want to play a section here
22 for you, Officer.

23 And for the record, I'm starting at
24 1:04. I'm not sure if this is exactly
02:43 25 where I want to start it, but 1:04.

1 ** UNCERTIFIED DRAFT **

2 Can you hear that, officer?

3 THE WITNESS: No, sir.

02:43 4 MR. KLEMENT: I also can't hear it,
5 John.

6 MR. COYLE: Oh, I was afraid that
7 was going to happen.

8 THE VIDEOGRAPHER: I don't mean to
9 interrupt, but if you'd like to share
02:43 10 audio, I believe when you go to the share
11 screen option, there should be an advanced
12 setting, and in there you should be able
13 to just strictly share audio, unless it's
14 the file itself.

02:44 15 MR. KLEMENT: Hey, John? How about
16 this: We're about 45 minutes in. Why
17 don't we take a quick break and you can
18 kind of play around with that.

19 MR. COYLE: That sounds like a
02:44 20 great idea. Let's go off the record now
21 and we'll try to get this squared away,.

22 Officer, if you want to take five
23 minutes I'll try to get this figured out
24 for you.

02:44 25 THE VIDEOGRAPHER: The time is

1 ** UNCERTIFIED DRAFT **

2 2:44 p.m. We are now off the record.

3 (Recess from 2:44 p.m. to 2:49 p.m.)

4 THE VIDEOGRAPHER: We are now on
02:49 5 the record. The time is 2:49 p.m.

6 BY MR. COYLE:

7 Q Officer, I think we've -- we've at
8 least -- you'll be able to hear the sound now.
9 You might not be able to hear it well. But I just
02:49 10 want to play a segment for you like I did with the
11 video and then go back and ask you some questions
12 about it. All right?

13 A Yes, sir.

14 MR. COYLE: So for the record,
02:49 15 playing Defense 00011 starting at 2:24.

16 (Whereupon, audio playback began.)

17 BY MR. COYLE:

18 Q So, Officer, I just want to ask you a
19 couple quick questions.

02:50 20 Were you able to hear that at all?

21 A Yes, sir.

22 Q Okay. It sounded like -- was that your
23 voice talking about the cook brothers?

24 A Yes, sir.

02:50 25 Q Okay. When was that conversation?

1 | ** UNCERTIFIED DRAFT **

2 A That was before we even noticed anything
3 about Mr. Brisco.

02:50	4	Q Okay. That was when you were sort of
	5	checking out the market and surrounding areas
	6	looking for Mr. Pugh?

7 | A Yes, sir.

02:50 8 Q Okay. All right. I'm going to keep
9 playing now, and hopefully you'll hear there's a
10 reference to a white SUV, and then a little bit
11 later on the incident itself. Okay? So I'm going
12 to start playing again at 2:51.

13 Okay. Officer, I just want to stop it
14 there for a second. Were you able to hear that?

02:51	15	A	Yes, sir.
-------	----	---	-----------

16 Q Okay. It ends with watch that white SUV
17 there. Do you hear that?

18 A Yes, sir.

19 Q Is that the first time that you saw
02:52 20 Mr. Brisco's SUV?

21 A That was the first time attention was
22 given over to his direction, yes, sir.

23 Q Okay. So the moment, sort of, that
24 started this whole process where you went around
02:52 25 the block and then pulled up behind him?

1 ** UNCERTIFIED DRAFT **

2 A Yes, sir.

3 Q Okay.

02:52 4 MR. COYLE: So for the record, that
5 is at 342 on the recording, and I'm just
6 going to play it from here.

7 (Whereupon, audio playback began.)

8 BY MR. COYLE:

02:53 9 Q I just want to pause it there for a
10 second, Officer.

11 It sounds like that's your voice
12 saying: "Yeah. He's watching us. We're going to
13 swing back around on his six." Is that -- did I
14 hear that correctly?

02:53 15 A Yes, sir.

16 Q Okay. Were you referring to Mr. Brisco
17 when you made that statement?

18 A Yes, sir.

02:53 19 Q Okay. And by "his six," you mean "we're
20 going to swing back around behind him"?

21 A Yes, sir.

22 Q All right. I'm going to play it again
23 from here.

24 MR. COYLE: And that -- I'm sorry.

02:53 25 For the record, I just stopped that at

1 ** UNCERTIFIED DRAFT **

2 4:14 after officer's statement.

3 (Whereupon, audio playback began.)

02:54 4 MR. KLEMENT: John, I don't know if
5 you're hearing anything, but I'm not.

6 THE WITNESS: (Moving head side to
7 side.)

8 MR. COYLE: There's a -- there's a
9 little break in the sound there.

02:54 10 MR. KLEMENT: Okay.

11 MR. COYLE: We were literally about
12 to get to the meat of it when -- right
13 now.

02:54 14 So I'm going to start again at
15 4:51. And, Officer, you should hear
16 something in the next 15 seconds or so.
17 Okay?

18 (Whereupon, audio playback began.)

19 BY MR. COYLE:

02:55 20 Q Okay. I just stopped it again at 5:23,
21 and we just heard a voice come over saying,
22 officer down. I need a medic. Is that you?

23 A Yes, sir.

02:55 24 Q And a little bit prior to that, is sounded
25 like we heard a shots fired call out. Did you

1 | ** UNCERTIFIED DRAFT **

2 | hear that as well?

3 A Yes, sir.

4 Q And a little bit prior to that, "he's

02:55	5	running," or something to that effect?
-------	---	--

6	A	Yes, sir.
---	---	-----------

7 Q Okay. Was that Officer Lemoine?

8 A Yes, sir.

02:56	9	Q	Okay. So at 4:14 was the first time you
	10		observed the white SUV, and now at 5:23 it's after
	11		the discharge and you're calling for a medic;
	12		correct?

13 A I -- if you say so. Yes, sir.

14 Q Let me -- I'll show you -- I'll show you
02:56 15 my screen. Hold on. And that way you can see the
16 timing as well.

17 So there you go. I just stopped the
18 recording here at 5:23.

19 So it's about a little over a minute
02:56 20 from when you first go over radio discussing the
21 white SUV to the shots being fired; is that fair
22 to say?

23 MR. KLEMENT: Objection; form.

24 THE WITNESS: Yes, sir.

25

** UNCERTIFIED DRAFT **

BY MR. COYLE:

Q And it's probably less than half of a minute from the first time you hear over the radio about the white SUV to when you pull your car up and initiate the traffic stop; is that fair to say?

MR. KLEMENT: Objection; form.

THE WITNESS: Yes, sir.

BY MR. COYLE:

Q Okay. This recording, is this the police radio that you go over to get to dispatch?

A I have -- to be honest with you, I don't know where that recording comes from.

Q Okay. So when -- when you are being heard talking here, are you pressing a button to go over radio, or is it just constantly being recorded? Do you know how that works?

A I know you press a button to what we call "mic up" the radio.

Q Okay. It sounded like there was communication between you and some other officers nearby during what we listened to; is that fair to say?

A Yes, sir.

1 | ** UNCERTIFIED DRAFT **

2 Q To do that -- I'm not talking about this
3 incident, but generally do you have to press a
4 button on your radio to do that?

02:58	5	A	Yes, sir.
-------	---	---	-----------

6 Q Okay. So every time we hear your voice
7 here, you're pressing a button and talking into
8 your radio?

9 A Yes, sir.

02:58 10 Q Is there -- if you wanted to communicate
11 to dispatch, there a different button you press?

12	A	No, sir.
----	---	----------

13 Q Okay. I didn't hear anything -- and
14 granted, the recording is very soft, but, you
02:58 15 know, that's what we have. I didn't hear anything
16 in there about a license plate being read to
17 dispatch. Did you?

18	A	No, sir.
----	---	----------

19	Q	Okay. Is it possible that you didn't
02:58 20		radio dispatch with the license plate?

21 A No. I read it to them.

22 Q Okay. Did you hear anything in that
23 recording about a fire lane?

24 A No, sir, that I can remember.

02:59	25	0	All right. Understood.
-------	----	---	------------------------

1 ** UNCERTIFIED DRAFT **

2 All right. Let me -- I'm going to
3 bring back up the surveillance video here, or
4 the -- I'm sorry -- dashcam video.

02:59 5 All right. And I think we can just
6 play it from here. This is at 28 seconds.

7 (Whereupon, video playback began.)

8 BY MR. COYLE:

9 Q Okay. There at about 35, 36 seconds, the
02:59 10 camera angle seems to switch. Did you notice
11 that?

12 A Yes, sir.

13 Q Okay. Do you do that manually? Does that
14 happen automatically?

03:00 15 A Manually.

16 Q Okay. So did you reach up and move the
17 camera?

18 A Yes, sir.

19 (Whereupon, video playback began.)

03:00 20 BY MR. COYLE:

21 Q Okay. I'm going to stop it there.

22 Can you hear the audio when I'm
23 playing that?

24 A No.

03:01 25 Q No. Okay.

**** UNCERTIFIED DRAFT ****

Do you know -- I guess Officer Lemoine has just asked Mr. Brisco to get out of his car. Is that fair to say it happened somewhere around this point?

A Yes, sir.

Q Did you instruct Officer Lemoine to order Mr. Brisco out of his car?

A Yes, sir.

Q What was the basis for that?

A Because there was narcotics right there in
plain view.

Q Okay.

(Whereupon, video playback began.)

BY MR. COYLE:

Q You see the vehicle just backed up out of sight. How far past the front edge of your squad car here does the vehicle back up?

A I don't know.

Q When you take off running, are you trying to go around the passenger's side of Mr. Brisco's car to get to your squad car?

A I'm trying to get to my passenger's side
of my squad car.

0 Okay. But as his vehicle's moving, you

1 | ** UNCERTIFIED DRAFT **

2 know, are you intending to go directly to your car
3 around his car to your car, or are you having any
4 thoughts about that at the time?

03:02 5 A I -- I remember my only thought was to
6 get -- get back to my squad car, and I don't know
7 any of the fine details on that.

8 Q Okay. So I guess -- let me edit my
9 sharing here. We'll go back.

03:03	10	Let me know if you can hear the sound
	11	now.

12 (Whereupon, video playback began.)

13 BY MR. COYLE:

14	Q	Can you hear that?
----	---	--------------------

03:03	15	A	Yes, sir.
-------	----	---	-----------

16 MR. KLEMENT: I can hear it, but I
17 can tell you, John, on my end it's a
18 little bit echoey. I don't know if Zach's
19 hearing it too.

03:03 20 MR. COYLE: All right. Let me turn
21 it up some, see if that helps.

22 (Whereupon, video playback began.)

23 BY MR. COYLE:

24 Q Okay. I'm stopping it at 1:21.

03:03 25 At this point in time, it sounds like

1 | ** UNCERTIFIED DRAFT **

2 A It -- I don't know the exact -- I got,
3 like, a 10 percent tear in my shoulder.

4 Q Okay. And rotator cuff or something like
03:05 5 that?

6 | A Yes, sir. I don't know the actual --

7	Q	Okay.
---	---	-------

```
8      A      -- names.
```

03:05	9	Q	All right. I'm going to take down this
	10		video.

11 Officer, did you give a statement to
12 the Texas Rangers in relation to this incident?

13	A	Yes, sir.
----	---	-----------

14 Q I want to show you this document now.

03:05 15 We'll mark this, actually, as -- how do you

16 pronounce your last name? I'm so sorry.

17	A	"Beauchamp."
----	---	--------------

18 Q "Beauchamp." Every time I look at it, I
19 don't remember. It just doesn't click for me.
03:06 20 I'm sorry.

21 A I've lived with it my whole life.

22 Q Okay. So this is the typed version of
23 your statement included in the Texas Rangers
24 report. I'd like to show it to you and have you
03:06 25 briefly read it. Okay?

1 ** UNCERTIFIED DRAFT **

2 MR. COYLE: And we're going to mark
3 this as Beauchamp 1. Becky, I will email
4 that to you.

03:06 5 (Beauchamp Exhibit 1 marked.)

6 BY MR. COYLE:

7 Q Can you read that, Officer?

8 A I got to figure out how to move all these
9 faces off of it.

03:06 10 All right. Yes, sir, I can see it.

11 Q Okay. This is an 3/23/2018 at
12 approximately 2:44 p.m., I secured a signed, sworn
13 affidavit from LPD officer Zachary Beauchamp -- I
14 got it that time -- the following is a verbatim
03:06 15 copy, and it relays your affidavit.

16 Do you see that?

17 A Yes, sir.

18 Q Okay. Let me scroll down. I just want
19 you to take a look at it.

03:07 20 Does that look like what was included
21 in your affidavit to the Texas ranger?

22 A Yes, sir.

23 Q Did you have the assistance of counsel in
24 preparing this affidavit?

03:07 25 MR. KLEMENT: I'm going to object

1 ** UNCERTIFIED DRAFT **

2 just to say, Zach, you can generally
3 answer the question, but I would instruct
4 you against offering any specific
03:07 5 communications you had with counsel.

6 BY MR. COYLE:

7 Q Yeah. To be more specific, officer, I
8 just want to know if you consulted with counsel in
9 preparing this. I don't want to know what you
03:07 10 said or what was discussed or anything like that.
11 Just whether you consulted with counsel in
12 preparing this?

13 A Yes, I did.

14 Q Okay. And was it Mr. Klement or a
03:07 15 different counsel?

16 A I guess I have two.

17 Q Okay. It was -- okay.

18 Okay. Let me take that down.

19 Officer, in reflecting on the incident
03:08 20 with Mr. Brisco, do you think there's anything
21 that you would have done differently, given
22 another opportunity?

23 MR. KLEMENT: Objection; form.

24 BY MR. COYLE:

03:08 25 Q You can answer.

1 ** UNCERTIFIED DRAFT **

2 A No, sir.

3 Q Do you know how long -- strike that.

4 My understanding is Officer Lemoine's
03:08 5 not in Lancaster working for the Lancaster Police
6 Department at this point in time. Is that your
7 understanding as well?

8 A Yeah. That's fair to say.

9 Q Okay. Do you know when he left -- when he
03:09 10 left town?

11 A No, sir.

12 Q Okay. All right. Okay. I'm going to
13 take a minute and go through my notes, see if I
14 have any more questions for you. In the meantime,
03:09 15 Chris might have some questions for you. All
16 right?

17 A Yes, sir.

18 MR. KLEMENT: John, real quick, are
19 you passing or are we going on break for a
03:09 20 couple minutes for you to review your
21 notes.

22 MR. COYLE: Well, I -- I just want
23 to make sure I don't have anything else.
24 You can ask him stuff in the meantime if
03:09 25 you want, or if you want me to conclude

1 | ** UNCERTIFIED DRAFT **

2 then we can just take a break and you can
3 do that.

03:09 4 MR. KLEMENT: Well, it's -- I may
5 have questions for him, but let's -- I'd
6 obviously like to be able to ask whatever
7 questions in response to whatever you're
8 asking.

9 MR. COYLE: Sure.

03:09 10 MR. KLEMENT: So why don't we take
11 a five-minute break for you to review your
12 notes. If at that time you want to
13 continue to question, fine. If not, then
14 we'll pass and I'll start questioning.
03:09 15 Sounds good to me. All right, officer.
16 We'll take a little five-minute break here
17 and I'll see if I have anything else for
18 you. All right.

19	THE VIDEOGRAPHER: The time is
03:10 20	3:09 p.m. We are now off the record.

21 (Recess from 3:10 p.m. to 3:13 p.m.).

22 THE VIDEOGRAPHER: We are back on
23 the record. The time is 3:13 p.m.

24 BY MR. COYLE:

03:13 25 Q Okay. Officer Beauchamp, I just -- I just

1 | ** UNCERTIFIED DRAFT **

2 have one sort of additional area that I want to
3 get into that -- I don't know if I really
4 understood it?

03:13 5 Q It sounds like there's you and at least
6 one other marked unit out there looking for
7 Mr. Pugh; is that fair to say?

8 A Yes, sir.

9	Q	Do you remember how many other units were
03:14 10		out there?

11 A I don't know -- I know for sure there was
12 Lieutenant Fine, Sergeant Logan, Brian Pate, and
13 us -- me and Lemoine. So that's the only ones I
14 remember out there.

03:14	15	Q	So is that two other cars or three other
	16		cars?

17 A There was us and Brian Pate were stayed --
18 that's two cars. We were the closest together.
19 And then the lieutenant and the sergeant were
20 somewhere else, but they were in the area.

21 Q Okay. When you were checking out this
22 quick stop where you thought Mr. Pugh was, had you
23 planned to -- was that a planned surveillance
24 operation? Had you discussed that before your
03:15 25 shift?

1 ** UNCERTIFIED DRAFT **

2 A No, sir. No, sir, it wasn't planned.

3 Q Okay. Was it -- how did it come about?

4 A We had briefing every day before shift,
03:15 5 and so if there's certain intelligence that's
6 passed along, be on the lookout for, stuff like
7 that.

8 Q Okay. So -- so you think that they had
9 told you to be on the lookout for Mr. Pugh?

03:15 10 A Yes, sir.

11 Q Okay. And when you say it was you and one
12 other vehicle that were directly there and then
13 two more in the vicinity, what do you mean by, you
14 know, "the vicinity"? What do you mean by nearby?

03:15 15 A I know that Sergeant Logan was at the Food
16 Mart at one time with us when we checked that. I
17 know Lieutenant Fine was in the area. He might
18 have been in the 7-Eleven, which was across the
19 pleasant run just south of the location.

03:16 20 Q Okay. Did he have any plain clothes or
21 under cover officers near the location?

22 A Not that I -- to my knowledge.

23 Q Okay.

24 MR. COYLE: Okay. I don't have any
03:16 25 more questions. Chris may have some

1 | ** UNCERTIFIED DRAFT **

2 | follow-up from you.

3 MR. KLEMENT: Before I get into the
4 follow-up questions, on the record, I'm
5 requesting a read and review of the
6 transcript of the deposition.

7 | EXAMINATION

8 BY MR. KLEMENT:

9 Q Officer Beauchamp, I have a few questions
03:16 10 to clarify with you.

11 Earlier you spoke about observing the
12 white SUV in the fire lane. Did you personally
13 observe that?

14	A	Yes.
----	---	------

03:17 15 Q Was there any other way that you were made
16 aware of the white SUV?

17 A Yes, sir. Officer Brian Pate acknowledged
18 it.

19	Q	And when you say acknowledged, what do you
03:17 20		mean?

21 A He came over the radio and said hey, do
22 you see the white car over there? And he's the
23 one that called out no front license plate on the
24 car.

03:17	25	0	When you observed the white SUV -- and for
-------	----	---	--

**** UNCERTIFIED DRAFT ****

that.

Q I'd like to move forward and talk with you a little bit about the initial stop of Mr. Brisco.

When you were reviewing the audio files for dispatch and Mr. Coyle asked you if you heard anything about the fire lane in that audio, do you remember discussing that with Mr. Coyle?

A Yes.

Q Is it your common practice to announce your reasonable suspicion for a traffic stop over dispatch?

A No.

Q Moving forward into the stop, when you made your decision to instruct Officer Lemoine to ask Mr. Brisco to step out of his vehicle, what motivated that decision for you?

A The -- reaching, the nervousness, reaching
from the door pocket to the center console and the
narcotics in plain view.

Q Would you say that the presence of narcotics in plain view gave you reasonable suspicion to prolong the stop?

A Yes, sir.

Q When you described Mr. Brisco as acting

**** UNCERTIFIED DRAFT ****

nervous, would you mind describing that a little bit?

A As you see, he opens the door, gets out, and he's very fast talking, and then there's a lot of moving around in the car. Those are some of the signs that we had learned over the years.

Q In your experience as a law enforcement officer, is it -- is it common for somebody to open the door immediately before the officers arrive at the vehicle?

A No, sir, it's not common.

Q How would you expect somebody to react to an ordinary traffic stop?

A Keep the door closed, roll the window
down.

Q Now, moving forward, you discussed your motivation for running back to the -- to your patrol car. One of the things that you mentioned was hard to cover. Would you mind describing what hard cover is?

A Hard cover is described as something -- you never know at the incident what's going to take place. So hard cover is what we consider if -- worst case scenario, a shooting takes place

1 | ** UNCERTIFIED DRAFT **

2 or something, we have hard cover to protect
3 ourselves. It's a solid protection of you.

03:22 4 Q Can hard cover be used to protect you from
5 an assault by a vehicle?

6	A	Yes.
---	---	------

7 Q Now, at the time you were running back to
8 your -- to your patrol car, did you have any
9 concern that you might need hard cover from this
03:22 10 incident?

11 A If he continued driving in reverse, yes,
12 sir.

13 Q As the -- earlier you testified to the
14 fact that the vehicle struck you. After you were
03:23 15 struck by Mr. Brisco's vehicle, did he accelerate,
16 decelerate? How would you describe his driving?

17	A	Rapidly accelerating.
----	---	-----------------------

18 Q Did he accelerate in a straight line?

19	A	No. He turned with -- out of the parking
03:23 20		lot northbound on to Dewberry.

21 Q Were you on the vehicle the entirety of
22 the time that he was pulling out of the parking
23 lot and turning right on to Dewberry?

24	A	Yes, sir.
----	---	-----------

03:23	25	Q	When you were on the hood of his vehicle
-------	----	---	--

1 | ** UNCERTIFIED DRAFT **

2 and before you made the decision to discharge your
3 weapon, what was going through your mind?

4 | A That it's about to suck. About to die.

03:23 5 Q When you say you're "about to die," were
6 you -- were you in fear for your life?

7 | A Yes, sir.

8 Q Were you -- were you in fear of serious
9 bodily injury?

03:24	10	A	Yes.
-------	----	---	------

11 Q When you turned on to Dewberry with still
12 being on the hood of the vehicle, did Mr. Brisco
13 make any attempt to stop the car or slow down or
14 anything along those lines with you on the hood of
15 the car?

16	A	No, sir.
----	---	----------

17 Q How would you describe his driving once he
18 turned on to Dewberry?

19 A Pegged out, is what I call it. The engine
03:24 20 was revved. I remember that. You could hear --
21 you couldn't hear anything over the motor.

22 Q So you could hear the revving of the
23 motor?

24	A	Yes, sir.
----	---	-----------

03:24 25 Q And in your experience, did that indicate

1 | ** UNCERTIFIED DRAFT **

2 | that the vehicle was accelerating?

3 A Yes, sir.

03:25	4	Q	Would you mind describing, you know, the
	5		moment that you were -- that you were hit by
	6		Mr. Brisco's vehicle?

7 A It was -- the only other option go on the
8 hood or go underneath it, and that was -- those
9 were my only two options.

03:25 10 Q Now, when you say on the hood, are you
11 referring to rolling up on the hood after you were
12 struck?

13 | A Yes, sir.

14 MR. KLEMENT: Pass the witness.

03:25 15 MR. COYLE: I have no follow-up
16 questions. Thanks for your time today,
17 officer. We appreciate you coming in.

18 THE VIDEOGRAPHER: The time is
19 3:25 p.m. we are now off the record.

03:25 20	(Off the record at 3:25 p.m.)
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Exhibit 5

Lancaster PD
Investigative
Findings



Lancaster Police Department

INVESTIGATIVE FINDINGS

TO: S. URBANSKI, CHIEF OF POLICE

FROM: J. BEESLEY, INTERNAL AFFAIRS *J. Beesley* 12/21/19

DATE: NOVEMBER 11, 2019

SUBJECT: OIS INQUIRY 18-002 MARCH 18, 2018

On March 18, 2019, Officer Beauchamp was working as a training unit with Recruit Officer Lemoine. They were working as unit 313 and marked out on a suspicious vehicle in the parking lot of the Dewberry apartments at approximately 18:55 hours. When the stop was made, the white Ford Escape with TX JZH1357 turned left from the driveway into a parking space, and Lemoine made contact at the driver's window while Beauchamp went to the passenger side.

Driver Brisco, Michael E. B/M [REDACTED] TX ID [REDACTED]

After officers made contact, Brisco suddenly reversed out of the parking space, backing to the left, at a high rate of speed. This caused the front of the vehicle to swing past Beauchamp where he was standing at the right front. Beauchamp had to jump back and scramble to his rear to get away from the swinging vehicle. After backing out, Brisco accelerated at Beauchamp in the driveway where he had retreated in his attempt to get away from the moving vehicle.

Brisco struck Beauchamp with his vehicle causing Beauchamp to be on the hood. Brisco then fled the parking lot at a high rate of speed, turning north onto Dewberry Blvd with Beauchamp on the hood.

As a result of Brisco's actions, Officer Beauchamp, in fear for his life on the hood of the vehicle, fired his handgun at Brisco. Brisco sustained a gunshot wound to his right arm and torso. Officer Beauchamp was thrown from the hood of the vehicle as it traveled northbound on Dewberry Blvd. The vehicle drove through a power pole, rolled side over side and came to rest in a private driveway on its roof.

Briscoe was transported to Methodist Charlton by LFD Med 352 where he was later pronounced deceased. Beauchamp was transported to Baylor Hospital in Waxahachie where he was treated for his injuries and subsequently released.

The scene was processed by Texas Ranger David Armstrong at the request of Lancaster PD with the assistance of CID Sergeant Alexander and his unit.

Video evidence from patrol unit 1481 (Beauchamp/Lemoine) and body camera 19 (Lemoine), and evidence located collected at the scene by investigators, supported statements given by Beauchamp and Lemoine.

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Upon the presentation of all of the evidence to the Dallas County Grand Jury, Officer Beauchamp was No Billed.

Policy 6.01.1 states:

Objectively Reasonable: the reasonableness of an officer's use of force is based upon the totality of the circumstances known by the officer at the moment the force is used, and the officer's recovery time based on the suspect's action(s). Officers will consider the severity of the crime an issue, whether the suspect poses an immediate threat to the safety of the officer or others, and whether the suspect is actively resisting arrest or attempting to flee. This standard is based on what a reasonable officer would do under similar circumstances.

Reasonable Force: the amount of force deemed necessary by the officer to overcome resistance, effect a lawful arrest or any other lawful objective.

Deadly Force

1. Use of Deadly Force

Police officers are authorized to use deadly force to protect the public, other officers, and themselves in situations where the officer has an objectively reasonable belief that there exists an immediate threat of death or serious bodily injury

B. DEADLY FORCE RESTRICTIONS

3. Firing at or from a moving vehicle, except:

- a. when an occupant of the vehicle is using or attempting to use deadly force on an officer or other persons; or
- b. as a last resort to prevent death or substantial harm to the officer or other person and/or at the direction of an on-duty supervisor who has been made aware of the situation

Upon review of the videos and reports, I found that Officer Beauchamp made every effort to get out of the way when Brisco began trying to flee the scene. Beauchamp only used force after he found himself on the hood and in fear for his life when Brisco hit him with the vehicle and began carrying him out of the parking lot at a high rate of speed.

No indication of policy violations by either Officer Beauchamp or Officer Lemoine were found.

Exhibit 6

Grand Jury No-Bill



**JOHN CREUZOT
DISTRICT ATTORNEY
DALLAS COUNTY, TEXAS
PUBLIC INTEGRITY DIVISION**

June 10, 2019

Ranger David Armstrong
Texas Ranger – TX DPS
350 W. IH-30
Garland, TX 75043
David.Armstrong@dps.texas.gov

Re: Officer Involved Shooting – Officer Zachary Beauchamp, Lancaster PD

Ranger Armstrong,

This letter is to inform you that the Dallas County Grand Jury returned a No-Bill in the above-referenced case on June 10, 2019. Please let me know if you have any questions or need any further information.

Sincerely,

A handwritten signature in blue ink, appearing to be "George Lewis", is written over a horizontal line.

George Lewis
Chief, Civil Rights Unit
Dallas County Criminal District Attorney
133 N. Riverfront Blvd., LB19
Dallas, TX 75207
Direct: (214) 653-3713

Exhibit 7

Texas Rangers
Report of
Investigation

TEXAS DEPARTMENT OF PUBLIC SAFETY
TEXAS RANGERS**THIS REPORT IS THE PROPERTY OF THE TEXAS RANGERS. NEITHER IT NOR ITS
CONTENTS MAY BE DISSEMINATED OUTSIDE THE AGENCY TO WHICH LOANED.**

LEAD INVESTIGATOR:	DAVID ARMSTRONG	INVEST#:	2018I-TRB-50023163
SUPERVISOR:	SCOTT STEVENSON	OPENED:	03/26/2018
TITLE:	OFFICER INVOLVED SHOOTING, DALLAS COUNTY, LANCASTER POLICE DEPARTMENT, 03-18-2018	FILE STATUS:	OPEN
TYPE:	CRIMINAL	DIVISION:	TEXAS RANGERS
SERVICE:		REGION:	B
DISTRICT:		AREA:	
SUBTYPE:	OTHER - OFFICER INVOLVED SHOOTING	SPURS URN:	CMIV50023163
CATEGORY:		REVIEW DATE:	09/23/2019
SPECIAL APPROVAL:		LEGACY REF:	
PROGRAM:	CRIMES AGAINST PERSON	SUBPROGRAM:	FELONY
CASE#:			

INVESTIGATION SYNOPSIS

On 03-18-2018, I, Texas Ranger David Armstrong was requested by Lancaster Police Department (LPD) Criminal Investigation Division (CID) Sergeant Eric Alexander to assist with investigating an officer involved shooting in their city. I was advised that Officer Zachary Beauchamp was involved in the shooting. Texas Rangers J Odom, Adam Sweaney, and Laura Simmons were requested to assist Ranger Armstrong.

SUPPLEMENTAL SYNOPSES**S1 03/26/2018 Report Writer: David Armstrong
03/29/2018 Approved by: Scott Stevenson**

On 03-18-2018, I, Texas Ranger David Armstrong was requested by Lancaster Police Department (LPD) Criminal Investigation Division (CID) Sergeant Eric Alexander to assist with investigating an officer-involved shooting in their city. I was advised that LPD Officer Zachary Beauchamp was involved in the shooting. Texas Rangers J Odom, Adam Sweaney, and Laura Simmons were requested to assist Ranger Armstrong.

**S4 01/07/2019 Report Writer: David Armstrong
02/06/2019 Approved by: J Rodney Odom**

This report will detail the continued investigation of the crime scene and the seizure of evidence.

**S5 01/07/2019 Report Writer: David Armstrong
02/06/2019 Approved by: J Rodney Odom**

This report will detail the documentation and seizure of evidence at the crime scene.

**S6 01/14/2019 Report Writer: David Armstrong
02/06/2019 Approved by: J Rodney Odom**

This report will detail the autopsy and seizure of evidence from it.

**S7 02/04/2019 Report Writer: David Armstrong
02/13/2019 Approved by: Jason Bobo**

This supplement will detail the processing of the suspect vehicle pursuant to a search warrant.

**S8 02/18/2019 Report Writer: David Armstrong
02/28/2019 Approved by: Jason Bobo**

This report will document the submission of evidence to the Garland lab.

S9 02/18/2019 Report Writer: David Armstrong**DPS SENSITIVE**

11/18/2019 10:27

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03/01/2019 Approved by: Jason Bobo

This report will document the interview with a witness and her mother and photographs taken to corroborate that statement.

S10 03/18/2019 Report Writer: David Armstrong**03/21/2019 Approved by: J Rodney Odom**

This report will detail the review of evidence received from Texas Ranger Adam Sweaney.

S11 03/26/2019 Report Writer: David Armstrong**03/27/2019 Approved by: J Rodney Odom**

This report will detail the receipt and review of all Lancaster Police Department in-car and body worn camera footage.

S12 03/26/2019 Report Writer: David Armstrong**03/27/2019 Approved by: J Rodney Odom**

This report will detail the sworn affidavits submitted by Lancaster Police Department Officers Lemoine and Beauchamp.

S13 03/27/2019 Report Writer: David Armstrong**03/27/2019 Approved by: J Rodney Odom**

This supplement will detail the autopsy report for Brisco.

S14 03/27/2019 Report Writer: David Armstrong**03/27/2019 Approved by: J Rodney Odom**

This report will detail the review of a Firearms and Toolmarks Laboratory Report submitted by the Texas Department of Public Safety Crime Lab.

S2 04/20/2018 Report Writer: J Rodney Odom**04/23/2018 Approved by: Scott Stevenson**

On 03-18-2018, I, Texas Ranger J. Rodney Odom was contacted by Texas Ranger David Armstrong and advised of an Officer Involved Shooting that had occurred in Lancaster, Dallas County, Texas that evening. At that time Ranger Armstrong requested I respond to Lancaster to assist him document and process the crime scene.

S3 07/17/2018 Report Writer: Adam Sweaney**08/03/2018 Approved by: J Rodney Odom**

On 03-18-2018, I, Texas Ranger Adam Sweaney was contacted by Texas Ranger Company B Headquarters and requested to assist Ranger David Armstrong with an Officer Involved Shooting Investigation involving the Lancaster Police Department. Ranger Armstrong requested me to obtain the clothing of Lancaster Officer Zachery Beauchamp at the Baylor Scott & White Medical Center. I also obtained the clothing of Michael Brisco at the Methodist Charlton Medical Center in Dallas. Following the collection of the clothing, I responded to the scene and assisted Ranger Armstrong with the processing of the scene.

SUPPLEMENTAL DETAILS

S1 1.1 On 03-18-2018, at approximately 7:22 PM, I, Texas Ranger David Armstrong was requested by Lancaster Police Department (LPD) Criminal Investigation Division (CID) Sergeant Eric Alexander to assist with investigating an officer-involved shooting in their city. Texas Rangers J Odom, Adam Sweaney, and Laura Simmons were requested to assist me.

1.2 I arrived at the scene at approximately 8:38 PM, which was in the 1600 block of Dewberry Blvd in Lancaster.

1.3 I met with Detective Alexander and learned that LPD Officer Zachary Beauchamp (W/M DOB: [REDACTED]-1989) had conducted a traffic stop at approximately 6:55 PM. Officer Beauchamp and his partner, Shane Lemoine (W/M DOB: [REDACTED]-1977) were

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patrolling an area plagued by violent crimes; including robbery, narcotics sales, aggravated assault, and homicide.

1.4 At some point during their patrol, Officer Beauchamp conducted a traffic stop on a white Ford Escape bearing Texas LP# JZH-1357 (SV1) and driven by Michael Brisco (B/M DOB: [REDACTED]/1981). Brisco was the lone occupant of the vehicle.

1.5 During the traffic stop, Brisco reversed his vehicle striking Officer Beauchamp who attempted to escape the vehicle's path. Brisco then drove at Officer Beauchamp causing him to jump on the hood of Brisco's vehicle.

1.6 Brisco fled the parking lot at a high rate of speed with Officer Beauchamp on the hood. As a result of Brisco's actions, Officer Beauchamp fired his handgun several times at Brisco. Brisco sustained a gunshot wound to his right arm and torso. Officer Beauchamp was thrown from the hood of the vehicle as it traveled northbound on Dewberry Blvd. The vehicle drove through a power pole, rolled side over side and came to rest in a private driveway on its roof.

1.7 Brisco was transported from the scene by local paramedics to Charlton Methodist Hospital, where he was pronounced deceased by attending physicians. Officer Beauchamp was transported to Baylor Hospital in Waxahachie where he was treated for his injuries and subsequently released.

1.8 During an initial walk-through of the scene, I observed numerous items of potential evidence near 1607 Dewberry Blvd including .40 S&W cartridge casings, a Glock handgun consistent with LPD Officer's issued handgun, handcuffs, and sunglasses.

1.9 Near the driveway of 635 Laurel Lane, I observed bullet defects to SV1, blood in and about SV1, an extended Glock handgun magazine loaded with 9mm cartridges near SV1, a plastic baggie with a white powder like substance in plain view in SV1, a switchblade knife in the driver side door pocket and a .40 S&W cartridge casing.

1.10 It should be noted that 1607 Dewberry Blvd and 635 Laurel Lane are approximately 200 yards apart from north to south.

1.11 I noted the weather on this date and near the time of the incident was partly cloudy, approximately 70-75 degrees Fahrenheit and sunset was at approximately 7:37 PM.

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S4 4.1 On 03-18-2018 at approximately 8:58 PM, I, Texas Ranger David Armstrong continued processing the crime scene by taking photographs (S4.P1) of the evidence to document the evidence as it was observed upon my arrival.

4.2 At approximately 11:30 PM, I received several items of evidence from Texas Ranger Adam Sweaney. It should be noted that the following items were Michael Brisco's clothing, which was seized from the hospital Brisco was admitted to. The following list will detail those items:

- A. Shoes (S4.P2)
- B. Socks (S4.P3)
- C. Long underwear (S4.P4)
- D. Blue underwear (S4.P5)
- E. White shirt (S4.P6)
- F. White undershirt (S4.P7)
- G. Blue pants with belt (S4.P8)

4.3 At approximately 11:58 PM, I met with Lancaster Police Department Officer Shane Lemoine to document the condition of his handgun and ammunition. Officer Lemoine possessed a Glock Model 22 .40S&W caliber handgun bearing serial number BECV905. An inspection of his handgun showed to have one Speer .40 S&W caliber unfired cartridge in the handgun chamber. The magazine that was inserted in the handgun contained 15 Speer .40 S&W, unfired cartridges. The two additional magazines Officer Lemoine possessed were loaded identically and with the same ammunition to the magazine that was in the handgun. After photographs of the handgun, magazines and unfired cartridges were taken, I returned Officer Lemoine's handgun to him. I observed no evidence indicating Officer Lemoine had fired his weapon during this incident.

S5 5.1 On 03-19-2018 at approximately 2:43 AM, I, Texas Ranger David Armstrong, began collecting evidence at the crime scene. I used a Texas Rangers Field Evidence Log (S5.P1) to list the description, location, date/time, and other detailed information relating to each piece of evidence. The following is a list of the evidence seized from the scene:

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- A. .380 unfired cartridge (S5.P2)
- B. Speer .40 S&W fired cartridge case (S5.P3)
- C. Speer .40 S&W fired cartridge case (S5.P4)
- D. Speer .40 S&W fired cartridge case (S5.P5)
- E. Speer .40 S&W fired cartridge case (S5.P6)
- F. Speer .40 S&W fired cartridge case (S5.P7)
- G. Speer .40 S&W fired cartridge case (S5.P8)
- H. Glock model 22 .40 S&W S/N: BECV897 w/ Streamlight TLR-HL Light (S5.P9)
- I. Speer .40 S&W fired cartridge case (S5.P10)
- J. Speer .40 S&W fired cartridge case (S5.P11)
- K. Large capacity Glock magazine with 26 FMJ 9mm unfired cartridges (S5.P12)
- L. Speer .40 S&W fired cartridge case (S5.P13)
- M. White Ford Escape SUV (S5.P14)
- N. One unfired 9mm cartridge (S5.P15)
- O. Cigar containing substance with odor of marijuana (S5.P16)

5.2 At approximately 3:42 AM, I photographed Lancaster Police Department Officer Zachary Beauchamp's uniform and items that were brought to the scene by Texas Ranger Adam Sweaney. Those items and their condition were documented and released to Lancaster Police Department Sergeant Michelle McAnally at approximately 4:14 AM.

5.3 At approximately 5:15 AM, S5.P14 was secured by 24 Hour Wrecker and towed to Lancaster Police Department. The transport of S5.P14 was filmed by Lancaster Police Department during the escort to the police department.

5.4 After S5.P14 was towed from the scene, I performed a follow up walkthrough of the scene for additional evidentiary items, yielding nothing additional. At 5:44 AM, I cleared the crime scene.

S6 6.1 On 03-19-2018 at approximately 8:00 AM, I, Texas Ranger David Armstrong attended the autopsy for Michael Brisco at the Southwest Institute of Forensic Science (SWIFS) in Dallas, Texas.

6.2 The pathologist assigned to the autopsy was Janis K Townsend-Parchman, M.D.

6.3 During the autopsy, Dr. Townsend-Parchman advised Brisco suffered two gunshot wounds, one to his right forearm and one to his torso. During the autopsy, a single projectile was recovered from the L5 vertebrae of Brisco. It should be noted that the projectile from the gunshot wound to Brisco's right arm exited when he was shot. Therefore it was not recovered during the autopsy.

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6.4 Dr. Townsend-Parchman stated Brisco died as a result of his gunshot wounds.

6.5 At approximately 10:40 AM, the following evidentiary items were released to me by Dr. Townsend-Parchman:

- A. Gunshot residue kit stub (S6.P1)
- B. Projectile (S6.P2)
- C. Head hair standard (S6.P3)
- D. Blood standard (S6.P4)
- E. Bags from Brisco's hands (S6.P5)

S7 7.1 On 03-20-2018 at approximately 11:11 AM, I, Texas Ranger David Armstrong secured a signed search warrant (S7.P1) from 292nd Dallas District Court Judge Brandon Birmingham.

7.2 The search warrant was secured for the purpose of searching the vehicle (SV1) Brisco was driving and seizing all relevant evidence from it.

7.3 After securing the search warrant, I traveled to Lancaster Police Department where SV1 was secured in their locked vehicle evidence bay. At approximately 2:28 PM, I took photographs (S7.P2) of the undisturbed seals on SV1.

7.4 At approximately 2:29 PM, 24 Hour Wrecker service relocated SV1 from the evidence bay to the Lancaster Fire Department (LFD) garage. It should be noted that LFD shares a building with the Lancaster Police Department (LPD), but their vehicle bays are separated by a parking lot.

7.5 At approximately 2:45 PM, I began processing SV1 for evidence. I was assisted by Texas Rangers J Odom and Laura Simmons. The following is a list of evidence seized from SV1:

- A. Projectile from rear side door (S7.P3)
- B. Projectile from driver seat (S7.P4)

7.5.B.1 It should be noted that this projectile likely corresponds to the gunshot wound Brisco's right forearm sustained

- C. Cigar containing suspected marijuana (S7.P5)
- D. Unfired 9mm cartridge (S7.P6)
- E. Large capacity magazine with 26 unfired cartridges (S7.P7)

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F. Blood swab (S7.P8)

G. Projectile from driver side of rear hatch (S7.P9)

H. Glock 19 9mm containing magazine with 12 unfired 9mm cartridges SN: KBU676 from center armrest (S7.P10)

7.5.H.1 It should be noted that S7.P10 had one of the twelve unfired 9mm cartridges loaded in its chamber at the time of seizure

I. LG Smartphone from cup holder (S7.P11)

7.6 While processing SV1, I noted and photographed other items that were not seized. The following is a list:

A. Black ski mask found in front passenger floorboard

B. Plastic flask containing yellow liquid with temperature gauge on it, consistent with synthetic urine used for passing drug tests found in front passenger floorboard

C. Switchblade knife found in front driver side door pocket

7.7 During the processing of SV1, I noted and photographed black streaks. The streaks originated at the front of the hood above the grill and extended in a swipe pattern towards the windshield. I further noted that the streak was concentrated in the middle of the hood. I noted this due to the abrasions on Officer Beauchamp's duty belt and that it was consistent with him being struck by the vehicle, traveling up the hood and into the windshield before being thrown off.

7.8 Additionally, I observed that the bug deflector that was once attached to the hood had been broken in a manner consistent with Officer Beauchamp striking it upon being hit by SV1.

7.9 At approximately 3:41 PM, a copy of the search warrant and inventory were left in the vehicle, and it was released for storage to Lancaster Police Department.

7.10 At approximately 4:30 PM, I received the following items of evidence from Sergeant Eric Alexander:

A. DVD containing LPD dispatch recordings (S7.P12)

B. 10 DVDs In-car and body worn camera footage (S7.P13)

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8.1 On 03-22-2018, I, Texas Ranger David Armstrong submitted the following items of evidence to the Texas Department of Public Safety Crime Lab in Garland. It should be noted that all items listed below were assigned evidence numbers in previous reports; therefore this list will document the submission of those items only.

- A. Unfired .380 cartridge
- B. Speer .40 S&W fired cartridge case
- C. Speer .40 S&W fired cartridge case
- D. Speer .40 S&W fired cartridge case
- E. Speer .40 S&W fired cartridge case
- F. Speer .40 S&W fired cartridge case
- G. Speer .40 S&W fired cartridge case
- H. Glock 22 .40 S&W pistol with magazine, tactical pistol light, and 7 unfired .40 S&W cartridges
- I. Speer .40 S&W fired cartridge case
- J. Speer .40 S&W fired cartridge case
- K. Large capacity magazine with 26 unfired cartridges
- L. Speer .40 S&W fired cartridge case
- M. Unfired 9mm cartridge
- N. Cigar containing marijuana scented substance
- O. Projectile
- P. Projectile
- Q. Blood swab
- R. Glock 19 9mm pistol with empty magazine and 12 unfired 9mm cartridges
- S. Shoes
- T. Socks
- U. Long underwear
- V. Blue underwear
- W. White shirt
- X. White undershirt
- Y. Blue pants
- Z. Gunshot residue kit
- AA. Projectile from Brisco's body
- BB. Head hair

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- CC. Blood standard
- DD. Bags from hands
- EE. Projectile from suspect vehicle

S9 9.1 On 03-22-2018 at approximately 6:38 PM, I traveled to the residence of Bethany W [REDACTED] (W/F DOB: [REDACTED]/1992) and her daughter J [REDACTED] W [REDACTED] (B/F DOB: [REDACTED]/2009) and conducted an audio-recorded interview (S9.P1). The following is a summary of the interview with them. The summary does not contain all comments made during the interview, nor does it necessarily reflect the chronology of the discussion. The audio recording of the interview contains a verbatim account of the interview. It should be noted that J [REDACTED] W [REDACTED] witnessed the incident and the interview was focused on her recollection of the events.

9.2 J [REDACTED] recalled the incident occurring on Monday (03/19/2018) rather than on Sunday (03/18/2018). She recalled that she was helping her mother and aunt move and load their belongings as they prepared to move to where they currently lived.

9.3 J [REDACTED] stated, "One of the police officers jumped on the guy's car and started shooting at the window and the guy inside was like saying, "Oh, oh, oh" because he (police officer) was shooting and the police officer, he rolled off the car, and then he (police officer) started shooting."

9.4 She stated she was outside when she observed those events. When asked where she was standing, she stated she was standing by her aunt's door. She recalled it had a sign that says' "God bless America" on it, but did not recall numbers or letters on the door. She added that there was a screen door as well.

9.5 J [REDACTED] stated, "The police officer and the man driving were in the apartments by 7-11...the man was parked there and started driving off." She added, "The man was parked and then got in the car, then was driving, trying to get away."

9.6 I asked her to describe the vehicle the man was driving, and she stated, "It was kind of like a van, but it was all white, kind of like a police car, but with no thingy on the headlights...it was a white car."

9.7 She described the man driving the white car as, "He had the same skin tone as my dad (African-American), but darker and I didn't see anything else..." After witnessing the shooting, J [REDACTED]'s mother and aunt pulled her into the apartment and made her stay in the shower until it was safe and secure.

9.8 J [REDACTED] described the driver of the white car as wearing a white shirt and black pants. She further stated, "He (police officer) was trying to stop the guy so he could take him to jail."

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9.9 I asked her to describe the police officer's actions, and she stated, "Well, he was running, then he jumped on the car, then he put his gun on the window...after that, he rolled off and then the guy kept wanting to go and then he (police officer) kept on shooting."

9.10 I asked J [REDACTED] what she saw before the police officer got on the hood of the car and she stated, "He was trying to tell him to get in the police car, so he could take him and see why he was trying to go somewhere else." She then clarified by saying, "Get away from him so he wouldn't go to jail."

9.11 J [REDACTED] stated she did not see the other police officer, just the one that was on the hood. She also did not recall seeing anyone else around the vehicle when this occurred.

9.12 I asked J [REDACTED] to describe where the police officer rolled off the car, and she stated, "There was like a corner, and he almost rolled off, and then he got in the street...he um...he was trying to catch him so he could take him to jail...he rolled off on the street."

9.13 I asked her if she heard the police officer saying anything and she did not recall hearing him say anything. She did state, "I thought that he might have got hurt...because I don't like seeing people get hurt."

9.14 She added that the police officer was standing when he shot at the vehicle as it drove away.

9.15 I asked her if she recalled anything else and she added, "He was driving straight, and I think he was trying to like, turn into the curb so the police officer wouldn't catch him...because um, there's like to curbs to turn to either, he went to the right or left...he didn't fully make it."

9.16 She concluded by stating that the white car "was not really loud" and she could not hear any music coming from it.

9.17 End of summary.

9.18 At the conclusion of the interview, I traveled back to the crime scene and took digital photographs (S9.P2) depicting the crime scene from J [REDACTED]'s point of view.

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S10 10.1 On 03-23-2018 at approximately 9 AM, I received photographs (S10.P1) of Officer Zachary Beauchamp's injuries and a video recorded interview (S10.P2) with Brisco's family from Texas Ranger Adam Sweaney.

10.2 I reviewed S10.P1 and noted the following:

A. Officer Beauchamp was shown seated on a hospital bed. He was dressed in a hospital gown but wore black and gray socks. Both of his knees showed obvious bloody abrasions, scrapes, and bruises that appeared to be fresh.

B. Officer Beauchamp also showed extensive fresh, bloody abrasions, scrapes and bruising to his right forearm, elbow, and hand.

10.3 I reviewed S10.P2 and observed several unidentified family members of Brisco in a waiting room as they attempted to learn detailed information of the investigation from Ranger Sweaney and Lancaster Police Department Detective Joseph Brickett.

10.4 Despite numerous family members being present, no information of evidentiary value was learned.

10.5 As Ranger Sweaney began to leave the waiting room, an unidentified female family member stated, "He (Brisco) did that to himself when he ran from the police, so I don't know what he was hiding, so it's out of our hands, but God don't make no mistakes, He has to get our attention one way or the other."

S11 11.1 On 03-23-2018, I, Texas Ranger David Armstrong, received and later reviewed Lancaster Police Department (LPD) in car and body worn camera footage (S11.P1) of the shooting.

11.2 It should be noted that S11.P1 contains eight DVD's and each DVD contains multiple videos. I reviewed the footage of each video and prepared detailed notes of each video as needed. After reviewing the footage, I found it to be consistent with witness statements and evidence found at the scene and elsewhere. The following is a summary of S11.P1. The summary does not contain all comments made during the captured footage, nor does it necessarily reflect the chronology of the events. The actual footage contains a verbatim account of the events. It should be further noted that all times and dates reflected on the footage was reasonably accurate.

A. Disc 1 of 2: Officer Lemoine 1481

11.2.A.1 It should be noted that this video reflects the initial interaction between LPD Officers Lemoine and Beauchamp with Brisco.

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11.2.A.2 Officer Lemoine driving through the apartment parking lot.

11.2.A.3 A conversation is overheard between Officer Lemoine and Officer Beauchamp, "he's got no seatbelt on."

11.2.A.4 As officers got out and approached, Brisco opened his door, leaned out, while looking back at officers and indicated he was waiting for someone while pointing with his left hand. His right hand was out of view.

11.2.A.5 Brisco showed Officer Lemoine an object, possibly a cell phone.

11.2.A.6 Officer Lemoine stated they were checking on him.

11.2.A.7 Officer Beauchamp moved to the passenger side of Brisco's vehicle as Brisco closed his door.

11.2.A.8 Officer Lemoine asked for Brisco's license, Brisco said, "Where'd I put it at...oh, here it go, right here." It should be noted that Brisco put his vehicle in reverse (reverse lights were seen coming on) while stating the above. Brisco also handed something to Officer Lemoine at that point.

11.2.A.9 Officer Lemoine stated, "Go ahead and step out of the vehicle for me." Brisco then opened his door while handing an ID to Officer Lemoine and saying again, "Here it go right here."

11.2.A.10 Officer Lemoine asked Brisco again to step out of the car, and Brisco replied, "What'd I do, sir?" He stated this while quickly backing out of the parking space and holding his door.

11.2.A.11 Officer Lemoine was heard exclaiming "whoa" three times.

11.2.A.12 Brisco's vehicle engine is heard revving loudly as the vehicle backed out of the space quickly and with the driver door open.

11.2.A.13 Officer Beauchamp was out of view of the camera, but Brisco was observed looking in the direction Officer Beauchamp was positioned.

11.2.A.14 Video captured audio of Officer Beauchamp grunting or yelling as he was struck by Brisco's vehicle.

11.2.A.15 Officer Lemoine was observed returning to his patrol vehicle, and shots are heard being fired by Officer Beauchamp.

11.2.A.16 As Officer Lemoine gave chase in his vehicle, dust kicked up by Brisco's acceleration was observed.

11.2.A.17 Officer Lemoine chased Brisco, and Officer Beauchamp was heard shooting multiple times.

11.2.A.18 Officer Beauchamp was then observed kneeling in the street with his gun in his hand after being thrown from the vehicle. He radioed, "Officer down, I been ran over." He is obviously dazed and radioed again, "Get EMS." Officer Beauchamp fell over to his left side, pointed in the direction of Brisco's escape and said, "Go get him, he ran me over, shots fired, I been ran over...I'm at Dewberry, I need everybody here, I been ran over."

11.2.A.19 A nearby female was overheard yelling, "Are you okay, are okay?!" She yelled at another nearby officer, "Is he (Beauchamp) okay?!"

11.2.A.20 Additional LPD Officers began arriving at the scene.

11.2.A.21 Officer Beauchamp attempted to get up while stumbling, nearly falling,

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but he finally stood. He gave a physical description of Brisco.

11.2.A.22 Officer Lemoine then guarded Officer Beauchamp's pistol, which was on the ground.

11.2.A.23 Officer Lemoine was overheard describing Brisco's suspicious behaviors to another officer and gave a general description of the incident. He stated, "He (Brisco) struck Beauchamp behind the Durango...it knocked him onto the hood."

B. Disc 1 of 2: Lieutenant Fine 1482

11.2.B.1 An officer was overheard on Lieutenant Fine's police radio exclaiming, "He's taking off!" The same officer says something unintelligible.

11.2.B.2 Lieutenant Fine was seen turning north onto Dewberry; Officer Lemoine was seen turning out of the apartment complex onto Dewberry while chasing Brisco.

11.2.B.3 Officer Beauchamp was overheard on the radio saying he'd been run over.

11.2.B.4 Brisco was seen crashing in the distance. Lieutenant Fine arrived at Brisco's vehicle, which was overturned and smoking. The right rear wheel of the vehicle was still spinning.

11.2.B.5 Lieutenant Fine asked Brisco if he's okay and received no verbal response.

11.2.B.6 Lieutenant Fine tried to open the driver door and then radioed the crash location while requesting a helicopter.

11.2.B.7 An unidentified LPD Officer is overheard stating, "We got a bullet right there."

11.2.B.8 An unidentified LPD Officer was overheard stating, "They're keeping cover on him because there's a live bullet outside the vehicle right there."

11.2.B.9 A knife was observed by an LPD Officer in the driver side door pocket.

11.2.B.10 Brisco was patted down before being transported by ambulance to the hospital.

11.2.B.11 An extended pistol magazine was observed by one of the officers.

11.2.B.12 Lieutenant Fine was overheard on the phone stating, "He was conscious and breathing, but he was (responding)...he had several spots on his shirt where there was blood..." Officers on the scene seemed to believe Brisco had a weapon due to the ammunition and magazine observed outside of his vehicle. Only one occupant in the vehicle. End of the phone call.

11.2.B.13 Lieutenant Fine sent other officers to walk both sides of the street between the two scenes to ensure a suspect weapon was not lying in the street.

C. Disc 1 of 2: Officer B. Pate 1484

11.2.C.1 Officer Pate arrived at the scene, and his video captured Lieutenant Fine opening the driver door of Brisco's vehicle

11.2.C.2 Officer Pate stated, "Beauchamp shot through the fucking windshield, look...Hey, I think Beauchamp hit him...He's moving; he's moving, he's moving..."

11.2.C.3 Unidentified officer stated, "We got two rounds through the windshield...we got rounds on the ground."

D. Disc 2 of 2: Sergeant McAnally 1483

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11.2.D.1 Sergeant McAnally stated, "Beauchamp, where are you" while responding to the scene.

11.2.D.2 Upon arriving at the scene, Officer Beauchamp told McAnally, "He handed me a DL, and then he drug me over here, you know, I didn't have a choice, I had to, I shot him (while breathing heavily)."

11.2.D.3 An officer advised Officer Beauchamp, "Don't you say shit to anybody, that includes Mack (Sergeant McAnally)."

11.2.D.4 Sergeant McAnally stated, "Don't you say anything; we're gonna get you a medic and get TMPA (Texas Municipal Police Association) and meet you at the hospital."

11.2.D.5 Officer Beauchamp complained of leg, knee, wrist, and shoulder pain. Sergeant McAnally rode in the ambulance with Officer Beauchamp to the hospital.

11.2.D.6 Officer Beauchamp stated, "I'm not dying; I'm just hurting."

E. Disc 2 of 2 Officer Lemoine 19 (body worn camera)

11.2.E.1 Footage picked up where Officer Beauchamp was sitting on the ground and captured him state, "I just got ran over, I think my arm's broke." Officer Beauchamp is seen rolling side to side in obvious pain. He is shown trying to get up on camera as previously described.

11.2.E.2 Camera became dysfunctional at that point and turned to a pink screen, which was a known issue with that brand of body worn camera.

11.2.E.3 Officer Lemoine recounted to another officer, Beauchamp was pretty much on his back on the windshield, his feet were to the driver side...struck him with the front of the vehicle."

F. Disc 2 of 2 Officer Lemoine 1481

11.2.F.1 Picked up where Officer Lemoine was guarding Officer Beauchamp's gun.

11.2.F.2 Officer Lemoine left the scene with a companion officer and returned to LPD to await TMPA.

G. Disc 2 of 8 Officer Hightower 1412

11.2.G.1 Upon arriving at the crash scene, an officer was heard exclaiming to Brisco, "Don't reach for it." Unknown what the officer was referring to.

H. Disc 2 of 8 Officer Serrano 1495

11.2.H.1 Officer Serrano was heard asking what kind of car they were looking for, while he was responding to the scene.

11.2.H.2 Upon arriving at the crash scene, Officer Serrano wanted to clear the car of weapons. Moaning can be heard coming from Brisco's vehicle.

11.2.H.3 Unknown officer stated, "He has a pulse."

I. Disc 2 of 8 Sergeant McAnally

11.2.I.1 Nothing of evidentiary value

J. Disc 2 of 8 Officer Lemoine 19

11.2.J.1 Nothing of evidentiary value

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K. Disc 3 of 8 Officer Warren 1489

11.2.K.1 Arrived at scene one, and Officer Beauchamp is observed standing.

L. Disc 3 of 8 Officer Salazar 1491

11.2.L.1 Arrived well after the scenes were secured.

11.2.L.2 Left the scene and returned to LPD with Officer Lemoine. He was the companion officer for Officer Lemoine.

M. Disc 3 of 8 Officer Serrano 1495

11.2.M.1 Nothing of evidentiary value.

N. Disc 3 of 8 Officer Lemoine 1481

11.2.N.1 Nothing of evidentiary value.

O. Disc 4 of 8 Lieutenant Fine 1482

11.2.O.1 Lieutenant Fine was overheard stating, "I could actually see him (Beauchamp) on the hood of the car."

P. Disc 4 of 8 Officer Warren 1489

11.2.P.1 Nothing of evidentiary value.

Q. Disc 4 of 8 Officer Pate 1484

11.2.Q.1 Nothing of evidentiary value.

R. Disc 4 of 8 Officer Hightower

11.2.R.1 Nothing of evidentiary value.

S. Disc 5 of 8 Sergeant McAnally 1483

11.2.S.1 Nothing of evidentiary value.

T. Disc 5 of 8 Officer Serrano 1495

11.2.T.1 Nothing of evidentiary value.

U. Disc 5 of 8 Officer Warren 1489

11.2.U.1 Nothing of evidentiary value.

V. Disc 5 of 8 Lieutenant Fine 1482

11.2.V.1 Gave account that corroborated evidence.

W. Disc 5 of 8 Officer Hightower 1412

11.2.W.1 Nothing of evidentiary value.

X. Disc 6 of 8 Sergeant McAnally 1483

11.2.X.1 Nothing of evidentiary value.

Y. Disc 6 of 8 Sergeant McAnally 1483

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11.2.Y.1 Nothing of evidentiary value.

Z. Disc 6 of 8 Officer Pate 1484

11.2.Z.1 Nothing of evidentiary value.

AA. Disc 7 of 8 Sergeant McAnally 1483

11.2.AA.1 Nothing of evidentiary value.

BB. Disc 7 of 8 Officer Pate 1484

11.2.BB.1 Nothing of evidentiary value.

CC. Disc 7 of 8 Sergeant McAnally 1483

11.2.CC.1 Nothing of evidentiary value.

DD. Disc 8 of 8 Sergeant McAnally 1483

11.2.DD.1 Nothing of evidentiary value.

EE. Disc 8 of 8 Lieutenant Fine 1482

11.2.EE.1 Nothing of evidentiary value.

FF. Disc 8 of 8 Officer Hightower 1412

11.2.FF.1 Video of Brisco's vehicle being towed from scene to LPD secure storage and then locked and secured in the single-vehicle bay at LPD.

11.3 End of summary.

S12 12.1 On 03-23-2018 at approximately 2:16 PM, I, Texas Ranger David Armstrong secured a signed, sworn affidavit (S12.P1) from Lancaster Police Department (LPD) Officer Shane Lemoine. The following is a verbatim copy of S12.P1:

A. BEFORE ME, the undersigned authority, on this day personally appeared, Shane Lemoine, who being duly sworn on oath states:

B. I was born on [REDACTED]/1977. I currently work as a police officer for the city of Lancaster, Texas. I started working for the Lancaster Police Department in December 2017. I am currently in my third (of four) phase of training. My telephone number is [REDACTED].

C. I am voluntarily submitting this statement to Ranger David Armstrong. I am giving this statement without any threats or promises and on my own free will. He may use this statement for whatever purpose he or the State of Texas deem necessary. (INITIALS: __)

D. On March 18, 2018, I was patrolling the City of Lancaster with my training officer, Officer Zac Beauchamp. I was wearing my fully issued Lancaster Police Department uniform that clearly identified me as a police officer. I was driving a fully marked Lancaster Police Department Chevrolet Tahoe (1481) while Officer Beauchamp rode in the passenger seat. Our vehicle was equipped with emergency

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lights and a dash camera.

E. After detail my trainer and I took a marked vehicle to fleet services to be repaired. We then answered a criminal mischief call at Pleasant Run and Dewberry. Shortly after we cleared the call, my trainer observed someone he believed to have an arrest warrant go in the OK Food Mart on the northeast corner of Pleasant Run and Dewberry. We briefly parked at a nearby church behind the OK Food Mart with a view of the OK Food Mart's back door. Other Lancaster officers arrived in the area as well. We then moved to the 7-11 so we could see the front door of the OK Food Mart. Shortly thereafter, I went into the store with Officer Beauchamp and Sergeant Logan to see if the wanted suspect was still inside or hiding. It appeared that the wanted suspect was no longer in the area.

F. At approximately 7PM we began to leave the area. I was driving northbound on Dewberry with Officer Beauchamp. We passed the OK Food Mart. As we were passing the church, I observed a white SUV illegally parked in a fire lane at the apartments located at 1600 Dewberry. There were still police vehicles in the area. The driver was on the phone and appeared to be relaying our location and activity to someone on the other end of the phone. Officer Beauchamp instructed me to circle around and head back towards the apartment complex.

G. I made right turns on Arbor, Elm, and Pleasant Run and then a right turn back on Dewberry. I entered the apartment complex through the south entrance and noticed the suspect was still parked in the fire lane at the north entrance. I drove around the building. As we were coming up behind the suspect vehicle, the suspect pulled into a parking spot.

H. We exited the patrol vehicle and approached the suspect. I approached on the driver side while Officer Beauchamp approached on the passenger side. I made contact with the suspect and asked for his driver's license. The suspect appeared very nervous and was shaking as he attempted to remove his license from his wallet. The suspect then handed me a Texas identification card. I heard Officer Beauchamp instruct me to have the suspect exit the vehicle. I ordered the suspect out of the vehicle. As I was opening the driver's door, the driver quickly backed out of the spot. I had to move out of the way of the open door to avoid getting knocked over.

I. The suspect backed up straight into a vacant spot on the other side of the parking lot. I ran back towards our patrol vehicle because I thought we were about to pursue the suspect. The suspect put his SUV in driver and drove directly at Officer Beauchamp. I could no longer see Officer Beauchamp. Almost immediately, I heard a thud which I believe was the suspect hitting Officer Beauchamp with the SUV. I observed Officer Beauchamp on the hood of the suspect's SUV as the suspect turned right on Dewberry. The suspect appeared to be accelerating. I was afraid the suspect was going to continue accelerating north on Dewberry. I was terrified that I was about to watch Officer Beauchamp die. I heard multiple gun shots and wasn't sure if the suspect was shooting at Officer Beauchamp or if Officer Beauchamp was shooting to try and save his own life. As I turned right on Dewberry, I saw Officer Beauchamp kneeling in pain on the pavement. The suspect continued driving north on Dewberry at a very high rate of speed. I observed the suspect swerve and flip over.

J. Several Lancaster officers arrived on scene almost immediately. I stayed with Officer Beauchamp until he was taken away in an ambulance. I then went back to the police station to wait for further instructions.

K. END OF STATEMENT

L. I would like to state that everything I have stated to Ranger David Armstrong is true and correct to the best of my knowledge. (INITIALS:___)

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12.2 On 03-23-2018 at approximately 2:44 PM, I, secured a signed, sworn affidavit (S12.P2) from LPD Officer Zachary Beauchamp. The following is a verbatim copy of S12.P2:

A. BEFORE ME, the undersigned authority, on this day personally appeared, Zachary Beauchamp, who being duly sworn on oath states:

B. I was born on [REDACTED]/1989. I currently work as a police officer for the city of Lancaster, Texas. My telephone number is [REDACTED].

C. I am voluntarily submitting this statement to Ranger David Armstrong. I am giving this statement without any threats or promises and on my own free will. He may use this statement for whatever purpose he or the State of Texas deem necessary. (INITIALS:___)

D. My name is Zachary Beauchamp. I am a police officer with the city of Lancaster, Texas. I have been with the Lancaster Police Department for approximately 3 years. I am currently assigned to the patrol division.

E. On Sunday, March 18, 2018, I was assigned as a patrol officer. My duty hours were 6P-6A. I was wearing my full issued Lancaster Police Department uniform that clearly identified me as a Lancaster police officer. I was patrolling the city with Recruit Officer Shane Lemoine. Recruit Officer Lemoine was in his third phase of training. He had one more phase remaining. I was responsible for training Recruit Officer Lemoine during his third phase. We were driving a fully marked Lancaster Police Department Chevrolet Tahoe which was equipped with emergency lights and an in-dash camera system.

F. I began the shift by taking our normal vehicle (1487) to our fleet maintenance facility for repair. Recruit Officer Lemoine followed in vehicle 1481 to pick me up. We got into vehicle 1481. I was planning on going back to the station to grab my duty bag and other equipment.

G. As we were headed back to the station, a criminal mischief call came out in the 600 block of W. Pleasant Run Road. We told the dispatcher that we would go to the call. We were able to quickly clear the call.

H. After we cleared the call, I observed a male who looked to be Zane Pugh, a suspected aggravated robbery suspect, walk into the OK Food Mart (701 W. Pleasant Run) across the street. I also saw Javier Martinez and the Cooks brothers in the parking lot. Pugh, Martinez, and the Cooks are known to associate with each other and are known to engage in criminal activity. I told Recruit Officer Lemoine to pull into a nearby church with a view of the OK Food Mart's back door. Other officers quickly arrived in the area. After a few moments at the church, Recruit Officer Lemoine and I relocated to the 7-11 across the street so we could watch the front door of the OK Food Mart. When we got to the 7-11 moments later, Martinez and the Cooks brothers were gone. A short time later, Sergeant Logan, RO Lemoine, and I went into the store to see if we could locate Pugh. The suspect was not there and we could not locate him.

I. We left the OK Food Mart and drove northbound on Dewberry towards the station. We were following Officer Pate. As we were following Officer Pate northbound on Dewberry, I noticed a white SUV illegally parked in a fire lane at the Dewberry Apartments. The Dewberry Apartments is a well known location for storing and selling dangerous narcotics. The driver was on the phone and appeared to be very concerned to see Officer Pate drive by. The suspect was fixated on Officer Pate, and turned his head almost all the way around to track where Officer Pate was headed. Officer Pate came over the radio to ask me if I observed the white SUV. I told him that I did and that we would circle back and make contact with the driver.

J. I instructed Recruit Officer Lemoine to turn right on Arbor Lane, right on Elm Street, and right again on Pleasant Run Road. We pulled into a parking lot to the

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south of the suspect's location to see if we could observe him. Our view was blocked by a privacy fence.

K. Recruit Officer Lemoine continued a short distance north on Dewberry and pulled into the south entrance of the complex. The suspect was still parked in the fire lane. We circled around to pull up behind the suspect vehicle. As we were pulling behind him he pulled front first into a parking spot. We got out of the car to make contact with the suspect.

L. Recruit Officer Lemoine approached the vehicle on the driver side and made contact with the suspect. I observed the suspect was fixated on RO Lemoine as he approached. I approached the vehicle on the passenger side and observed that the front passenger side window was partially rolled down. I don't think the suspect knew I was there. I immediately smelled the odor of marijuana and observed what appeared to be a marijuana cigar right above the gear shifter.

M. While staring at Recruit Officer Lemoine, the suspect handed him his ID with one hand while carefully and gradually reaching for the center console with the other. The suspect was able to open the center console. A moment later, the suspect reached into the center console. I was concerned that the suspect may be retrieving a pistol. I instructed Lemoine to get the suspect out of the SUV. The suspect looked up and stared right at me. I could tell he was surprised to see me. He immediately and quickly backed out of the spot.

N. My instinct was to run back to our squad car to pursue the suspect. As I was running towards our squad car, I heard the suspect rev the engine of his SUV. The next thing I know the suspect put the car in drive and hit me with the SUV knocking me off of my feet. I landed on the hood. The suspect continued to drive while I was stuck on the hood. I looked the suspect straight in the eye. The suspect distinctly and intentionally gunned the engine and accelerated the vehicle. I was convinced if I fell off the hood the suspect was going to run me over and kill me.

O. As the suspect continued to increase his speed, I thought that I was about to die. I thought I was never going to see my wife or two children again. I was somehow able to retrieve my department issued pistol and fire at the suspect to try and stop him from continuing to accelerate and killing me. I don't know if he swerved or hit the curb, but all of a sudden my momentum shifted and I fell off the side of the hood. As I fell off the hood, the suspect missed running me over by just a few inches.

P. I immediately experienced excruciating pain throughout my entire body. I experienced severe sharp shooting pains in my shoulder, ribs, elbows, and knees. Other officers quickly came to my aid. I was quickly transported by ambulance to the emergency room at Baylor Scott and White Hospital in Waxahachie.

Q. END OF STATEMENT

R. I would like to state that everything I have stated to Ranger David Armstrong is true and correct to the best of my knowledge. (INITIALS:___)

S13 13.1 On 06-05-2018 at approximately 1:32 PM, I Texas Ranger David Armstrong received and reviewed the autopsy report (S13.P1) for Brisco from Southwestern Institute of Forensic Sciences (SWIFS).

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13.2 The following are key facts from S13.P1, for detail refer to S13.P1:

- A. Date and Time of Death: 03-18-2018 at 7:41 PM
- B. Examination performed on 03-19-2018 at 8:00 AM
- C. Gunshot wounds: Two, one to the abdomen and one to the right forearm
- D. Toxicology (Blood, postmortem):

13.2.D.1 Acid/Neutral Screen: Negative

13.2.D.2 Alcohols/Acetone: Negative

13.2.D.3 Carbon Monoxide: Carboxyhemoglobin: 3%

13.2.D.4 Cocaine and Opiates:

A. Cocaine: 58.5 ng/mL

B. Ecgonine methyl ester: 236.7 ng/mL

C. Benzoylecgonine: 1032.5 ng/mL

13.2.D.5 Marihuana/Cannabinoids:

A. Tetrahydrocannabinol: 26.0 ng/mL

B. Carboxytetrahydrocannabinol: 90.9 ng/mL

E. Findings:

13.2.E.1 Gunshot wound of abdomen:

A. Entrance wound: right epigastric area

B. Apparent range of fire: indeterminate, based on presence of interposed target (windshield)

C. Injuries: perforations of omentum, small intestine, mesentery and right common iliac artery, with a 2,480 mL hemoperitoneum

D. Recovery: moderately deformed, jacketed, large caliber bullet from L5

E. Path: front to back, downward, and right to left

13.2.E.2 Gunshot wound through forearm:

A. Entrance wound: anterior right forearm

B. Apparent range of fire: indeterminate, based on presence of interposed target (windshield)

C. Injuries: perforations of soft tissues of right forearm

D. Exit wound: medial proximal right forearm

E. Path: upward, right to left and slightly front to back

13.2.E.3 History that the deceased was the driver of a motor vehicle who was shot by a police officer whom he had run under.

F. Conclusions: It is our opinion that Michael Earl Brisco, a 36 year old black

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male, died as a result of gunshot wounds.

G. Manner of death: Homicide

H. Medical Examiner: Janis K Townsend-Parchman, M.D.

S14 14.1 On 12/20/2018 at approximately 2:31 PM, I Texas Ranger David Armstrong received a firearms and toolmarks laboratory report (S14.P1) from the Texas Department of Public Safety Crime Lab in Garland. It should be noted that all item numbers referred to below are in reference to the lab submission form that was used for submitting the evidence. The following is a summary of that report, for detail refer to S14.P1:

14.2 6x9 yellow envelope

A. One unfired 380 Auto caliber cartridge (Item 1)

14.3 6x9 yellow envelope

A. One fired 40 S&W caliber cartridge case (Item 12)

B. One fired 40 S&W caliber cartridge case (Item 2)

C. One fired 40 S&W caliber cartridge case (Item 3)

D. One fired 40 S&W caliber cartridge case (Item 4)

E. One fired 40 S&W caliber cartridge case (Item 5)

F. One fired 40 S&W caliber cartridge case (Item 6)

G. One fired 40 S&W caliber cartridge case (Item 7)

H. One fired 40 S&W caliber cartridge case (Item 9)

I. One fired 40 S&W caliber cartridge case (Item 10)

J. One fired bullet fragment (Item 15)

14.4 Pistol box

A. Glock Model 22 Gen 4, 40 S&W caliber pistol, S/N BECV897, submitted with an attached flashlight, submitted with a magazine and 7 unfired 40 S&W caliber cartridges (3 cartridges were used during testing) (Item 8) (Officer Beauchamp's issued Pistol)

14.5 Yellow envelope

A. One pistol magazine and 26 unfired 9mm Luger caliber cartridges (Item 11)

14.6 Pistol Box

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A. Glock Model 19, 9mm Luger caliber pistol, S/N KBU676, submitted with a magazine and 12 unfired 9mm Luger caliber cartridges (Item 18) (Stolen pistol recovered from Brisco's center console)

14.7 6x9 Yellow envelope

- A. One fire bullet (Item 16)
- B. One fired bullet (Item 31)
- C. One unfired 9mm Luger caliber cartridge (Item 13)
- D. One fired bullet (Item 27)

14.8 Both Glock pistols were each operational with no malfunctions detected during testing.

14.9 No analysis was performed on Item 1, Item 11, or Item 13.

14.10 The following items were identified as having been fired from Item 8:

- A. Item 2
- B. Item 3
- C. Item 4
- D. Item 5
- E. Item 6
- F. Item 7
- G. Item 9
- H. Item 10
- I. Item 12

14.11 Item 15 was unable to be identified or eliminated as having been fired from either Glock pistol, or the same firearm that fired Items 16, 27, and 31, due to damage and a lack of reproducible marks.

14.12 Item 11 fits and functions in Item 18.

14.13 Items 16, 27, and 31 were identified as having been fired from Item 8.

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14.14 End of summary.

S2 2.1 On 03-18-2018, at approximately 7:59 PM, I, Texas Ranger J. Rodney Odom was contacted by Texas Ranger David Armstrong and advised of an Officer Involved Shooting that had occurred in Lancaster, Dallas County, Texas that evening. At that time Ranger Armstrong requested I respond to Lancaster and assist him with processing the crime scene. I was contacted by my supervisor a short time later and was advised Texas Ranger Laura Simmons was also responding to the scene and would be retrieving the Texas Ranger Co. "B" Leica P20 ScanStation to forensically document the crime scene.

2.2 While en-route to Lancaster I contacted Ranger Armstrong who advised the shooting appeared to have occurred in the area of 1607 Dewberry Blvd. in Lancaster, Dallas County, Texas. I arrived at that location that evening around 9:58 PM. I observed the crime scene was cordoned off with crime scene tape. I was requested to provide my information to an officer holding a crime scene log as I entered the scene. I later learned there were two crime scene logs one at each end of the crime scene. As I entered the scene I observed Ranger Armstrong near an overturned small white Ford sport utility vehicle (SUV). We walked the crime scene at that time. I was told, contact was made with the driver of the overturned SUV at the other end of the scene.

2.3 Information provided to Ranger Armstrong at that time indicated two officers in one police vehicle had made contact with the driver of the white Ford SUV in an apartment complex (Bel Air Place Apartments Building #1504). At some point during that contact the driver/suspect fled striking one of the officers. That officer ended up on top of the SUV'S hood. While on the hood the officer was believed to have fired multiple rounds through the glass of the SUV striking the suspect. The officer fell or was thrown off of the vehicle a short time later and was believed to have been injured. That same officer was believed to have fired additional rounds at the SUV at that time. The suspect then fled down the street, where his vehicle struck a telephone pole severing it into pieces and causing the vehicle to overturn.

2.4 Texas Ranger Laura Simmons arrived a short time later with the Leica P20 ScanStation. I explained to Ranger Simmons what I had been told by Ranger Armstrong. I then walked her through the scene. Texas Ranger Adam Sweaney arrived a short time later. Yellow evidence placards had been previously placed by items of evidential value. I then deployed and operated the Leica P20 ScanStation (3D Laser scanner), serial #1840329 and completed and assisted Ranger Simmons complete a total of eight scans of the scene. I used a National Institute of Science and Technology (NIST) Twin Target Pole, serial #BWDTP0007, to document the accuracy of the scanner.

2.5 The Leica P20 ScanStation is a device capable of using both panoramic photography and three dimensional laser scanning to capture measurements. These measurements can be used to create a three dimensional representation of the crime scene. Single images, witness viewpoints, and images with measurements can be

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generated. The computerized scan data has been retained on an external hard drive by the Company "B" Texas Rangers (S2.P1). I did not collect or package any items of evidence on this date.

2.6 On 03-20-2017, Texas Ranger Laura Simmons and I returned to Lancaster to assist Ranger Armstrong collect additional evidence from the suspect vehicle involved in this investigation. Ranger Simmons and I arrived at the Lancaster Police Department located at 1650 N Dallas Ave. in Lancaster, Dallas County, Texas at approximately 1:30 PM, that day. At approximately 2:32 PM, a wrecker unloaded the suspect vehicle in a bay at the Fire Department which is in the same parking lot as the Police Department. We began processing the suspect vehicle at approximately 2:40 PM.

2.7 All of the photographs taken and the evidence collected will be documented by Ranger Armstrong in his investigative report.

S3 1.1 On Thursday, 03-18-2018, at approximately 7:30 PM, I, Texas Ranger Adam Sweaney was contacted by Texas Ranger Company B Headquarters and requested to assist Texas Ranger David Armstrong with an Officer Involved Shooting Investigation involving the Lancaster Police Department (LPD). I contacted Ranger Armstrong, and he requested me to make contact with LPD Officer Zachery Beauchamp at the Baylor Scott & White Medical Center in Waxahachie, Texas and obtain his clothing.

1.2 At 8:42 PM, I made contact with Officer Beauchamp in room T2 at the Baylor Scott & White Medical Center. Officer Beauchamp informed me of the following:

- A) Officer Beauchamp stated the suspect attempted to run him over.
- B) Officer Beauchamp said he ended up on the hood of the suspect car.
- C) Officer Beauchamp stated he thought the suspect was going to kill him.
- D) Officer Beauchamp said he fired some rounds from his pistol.

1.3 I observed and photographed (S3.P1) the following injuries on Officer Zachery Beauchamp:

- A) Abrasions on knees
- B) Abrasions on the right shoulder
- C) Abrasions on the ribs on his right side

1.4 I collected the following evidence from Officer Zachery Beauchamp at the

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Baylor Scott & White Medical Center in Waxahachie:

- A) Pair of black in color boots. Collected at 8:52 PM from Room T2.
- B) Black in color Bulletproof vest/earpiece. Collected at 8:58 PM from PD Room.
- C) Blue in color Lancaster Police Department uniform. Collected at 8:58 PM from PD Room.
- D) Gun belt - asp baton/holder, holster, magazine holder. Collected at 8:58 PM from PD Room.

1.5 Let it be noted I released Officer Beauchamp's keys back into his possession. Let it also be noted that I will not be assigning the evidence numbers in my supplement due to Ranger Armstrong being the lead investigator who will assign the numbers in his supplement.

1.6 At 9:20 PM, I left the Baylor Scott & White Medical Center in Waxahachie and contacted Ranger Armstrong. Ranger Armstrong requested me to obtain the clothing of Michael Brisco at the Methodist Charlton Medical Center in Dallas, Texas.

1.7 At 9:50 PM, I arrived at the Methodist Charlton Medical Center and learned Rodney Odeal Brisco (B/M, DOB: [REDACTED]-1972), was the brother of Michael Brisco had identified him as the deceased. The following is a summary of the conversation with Rodney. The summary does not contain all comments made during the conversation, nor does it necessarily reflect the chronology of the conversation. The video recording contains a verbatim account of the conversation with Rodney:

- A) Rodney stated he observed Michael to be fine with no problems.
- B) Rodney said Michael went to the store to get cigarettes when he was shot.
- C) Rodney stated Michael did not carry any weapons on him.
- D) Rodney said the Ford Escape vehicle belonged to Michael's girlfriend.
- E) Rodney stated Michael's girlfriend said he went to get cigarettes and come back home.

1.8 I talked with Melvin Delane Grant (B/M, DOB: [REDACTED]/1961) at the Charlton Medical Center. Grant is the uncle of Michael Brisco. The following is a summary of the conversation with Grant. The summary does not contain all comments made during the conversation, nor does it necessarily reflect the chronology of the conversation. The video recording contains a verbatim account of the conversation with Grant:

- A) Grant said he observed Michael to be fine.
- B) Grant stated he was with Michael a few days ago at a garage sale.
- C) Grant said he and Michael prayed together.

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1.9 I talked with Tamicka Yvonne Boutte (B/F, DOB: [REDACTED]-1979) at the Charlton Medical Center. Boutte is the cousin of Michael Brisco. The following is a summary of the conversation with Boutte. The summary does not contain all comments made during the conversation, nor does it necessarily reflect the chronology of the conversation. The video recording contains a verbatim account of the conversation with Boutte:

- A) Boutte said everything was good with Michael.
- B) Boutte stated Michael just started working at Hobby Lobby.
- C) Boutte said she saw him yesterday, and she usually stops by every day.

1.10 Let it be noted the contact with the family of Michael Brisco was video recorded (S3.P2) using a MUVI digital camera. For further details on my conversations with the family members refer to (S3.P2).

1.11 At 11:00 PM, I obtained the following items from the trunk of Lancaster Police Department Detective Joseph Brickett at the Methodist Charlton Medical Center:

- A) Pair of black in color shoes.
- B) Pair of white in color socks.
- C) Black in color long underwear.
- D) Black in color underwear.
- E) White in color t-shirt.
- F) White in color undershirt.
- G) Blue in color pants with a belt.

1.12 I left the Methodist Charlton Medical Center at 11:02 PM, and responded to the scene located at 1600 Dewberry Blvd. in Lancaster, Dallas County, Texas. At 11:15 PM, I arrived on the scene and assisted Ranger Armstrong with the processing of the scene, and Ranger Rodney Odom and Ranger Laura Simmons with the scan of the scene.

1.13 On 03-19-2018, at approximately 5:10 AM, I transferred all evidentiary items collected in Details 1.4 and 1.10 to Ranger Armstrong. At 5:22 AM, I left the scene and traveled back to my assigned area.

1.14 I did not collect any evidence at the scene and transferred all evidentiary items I collected at the Baylor Scott & White Medical Center and Charlton Medical Center to Ranger Armstrong. I do not maintain any evidence and expect no further involvement in the investigation.

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INVESTIGATION REQUESTED BY

LANCASTER POLICE DEPT.
 LANCASTER,
 75134

SUSPECTS

S1 Brisco, Michael Earl - Black/Male - [REDACTED]/1981
 Hair: Black Eyes: Brown Weight: 200 lbs Height: 5' 08"
 SSN: [REDACTED] SID: [REDACTED] DL#: [REDACTED] DL State: TX
 Home: [REDACTED] Cell: [REDACTED] Work: [REDACTED] Email: [REDACTED]

VICTIMS

S1 Beauchamp, Zachary - White/Male - [REDACTED]/1989
 Hair: Brown Eyes: Brown Weight: 245 lbs Height: 6' 05"
 SSN: [REDACTED] SID: [REDACTED] DL# [REDACTED] DL State: TX
 Home: [REDACTED] Cell: [REDACTED] Work: [REDACTED] Email: [REDACTED]
Lemoine, Shane - White/Male - [REDACTED]/1977
 Hair: Blond or Strawberry Eyes: Blue Weight: 195 lbs Height: 6' 02"
 SSN: [REDACTED] SID: [REDACTED] DL#: [REDACTED] DL State: TX
 Home: [REDACTED] Cell: [REDACTED] Work: [REDACTED] Email: [REDACTED]

WITNESSES

S9 W [REDACTED], J [REDACTED] - Black/Female - [REDACTED]/2009
 Home: [REDACTED] Cell: [REDACTED] Work: [REDACTED] Email: [REDACTED]
S3 Brisco, Rodney Odeal - Black/Male - [REDACTED]/1972
 Home: [REDACTED] Cell: [REDACTED] Work: [REDACTED] Email: [REDACTED]
Grant, Melvin Delane - Black/Male - [REDACTED]/1961
 Home: [REDACTED] Cell: [REDACTED] Work: [REDACTED] Email: [REDACTED]
Boutee, Tamicka Yvonne - Black/Female - [REDACTED]/1979
 Home: [REDACTED] Cell: [REDACTED] Work: [REDACTED] Email: [REDACTED]

INVOLVED

S9 W [REDACTED], B [REDACTED] - White/Female - [REDACTED]/1992
 Hair: Brown Eyes: Hazel Weight: 250 lbs Height: 5' 04"
 SSN: [REDACTED] SID: [REDACTED] DL#: [REDACTED] DL State: TX
 Home: [REDACTED] Cell: [REDACTED] Work: [REDACTED] Email: [REDACTED]

INVOLVED LOCATIONS

S1 Crime Scene
1600 Dewberry Blvd.
 Lancaster, TX 75134
S6 Southwest Institute of Forensic Science
2355 N. Stemmons Freeway

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Dallas, TX 75201
 Activity Location

INVOLVED VEHICLES

S1 White 2004 Ford Escape
 Status: Suspect VIN: 1FMYU03154KA95236 State: TX Plate: JZH-1357

OFFENSES

S1 CAPITAL MURDER OF A PEACE OFFICER OR FIREMAN 19.03(a)(1) PC FX (Attempt to Commit)
 Dallas County, Lancaster, TX, US
 03/18/2018 (Sunday)

CHARGES

S1 CAPITAL MURDER OF A PEACE OFFICER OR FIREMAN 19.03(a)(1) PC FX (Attempt to Commit)
Location: Dallas County, Lancaster, TX, US
Date of Offense: 03/18/2018
Arrest Date: 03/18/2018 **Arrested By:** Lancaster Police Department

Death: ☐ **Life:** ☐

Defendant: Brisco, Michael

Offense: S1 - 9990020 CAPITAL MURDER OF A PEACE OFFICER OR FIREMAN 19.03(a)(1) FX (Attempt to Commit)

PERSONNEL

S1 David Armstrong, Texas Rangers "B"
 Texas Dept of Public Safety
 214 861 2372

Laura Simmons, Texas Rangers "B"
 Texas Dept of Public Safety

Adam Sweaney, Texas Rangers "B"
 Texas Dept of Public Safety

J Rodney Odom, Texas Rangers "B"
 Texas Dept of Public Safety

S4 David Armstrong, Texas Rangers "B"
 Texas Dept of Public Safety

Adam Sweaney, Texas Rangers "B"
 Texas Dept of Public Safety
 (972) 923-6670

S5 Michelle McAnally,
 Lancaster Police Department

S6 Dr. Janis Townsen, Medical Examiner
 SWIFS

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S7 J Rodney Odom, Texas Rangers "B"

Texas Dept of Public Safety
(214) 861-2366

Laura Simmons, Texas Rangers "B"

Texas Dept of Public Safety
(903) 453-6882

S10 Joseph Brickett,
Lancaster Police Department

S13 Janis K Townsen, Medical Examiner
SWIFS

EVIDENCE

S2.P1 Evidence: Other
Seizure Date: 03/18/2018
Description: Texas Ranger Co. "B"s external hard drive containing this shootings scan data.
Address: , TX
By: J Rodney Odom

Disposition:

Status:	Requested/Authorized By:	Date/Time:
Retained through Appeal/Sentence Duration		03/18/2018

Released To/Destroyed Location:

Location: Texas Rangers Headquarters Office
Released To: Ranger Armstrong
Address: 350 W. IH 30 Garland, TX, 75043
Telephone: (214) 861-2366

S3.P1 Evidence: Other
Seizure Type: Consent
Seizure Date: 03/18/2018
Description: Black boots
Address: , TX
By: Adam Sweaney

Chain of Custody:

Transferred To:	Date/Time:
David Armstrong - Crime Scene (Vehicle)	03/19/2018 0510

Disposition:

Status:	Requested/Authorized By:	Date/Time:
No Final Disposition Required		07/17/2018 0000

S3.P2 Evidence: Other
Seizure Type: Consent
Seizure Date: 07/17/2018
Description: Bullet proof vest with ear piece
Address: , TX
By: Adam Sweaney

Chain of Custody:

Transferred To:	Date/Time:
David Armstrong - Crime Scene (Vehicle)	03/19/2018 0510

DPS SENSITIVE

11/18/2019 10:27

Disposition:

Status:	Requested/Authorized By:	Date/Time:
No Final Disposition Required		07/17/2018 0000

S3.P3 Evidence: Other
Seizure Type: Consent
Seizure Date: 07/17/2018
Description: Officer Beauchamp's Lancaster Police Departemnt Unifrom
Address: , TX
By: Adam Sweaney

Chain of Custody:

Transferred To:	Date/Time:
David Armstrong - Crime Scene (Vehicle)	03/19/2018 0510

Disposition:

Status:	Requested/Authorized By:	Date/Time:
No Final Disposition Required		07/17/2018 0000

S3.P4 Evidence: Other
Seizure Type: Consent
Seizure Date: 07/17/2018
Description: Officer Beauchamp's gun belt
Address: , TX
By: Adam Sweaney

Chain of Custody:

Transferred To:	Date/Time:
David Armstrong - Crime Scene (Vehicle)	03/19/2018 0510

Disposition:

Status:	Requested/Authorized By:	Date/Time:
No Final Disposition Required		07/17/2018 0000

S3.P5 Evidence: Other
Seizure Type: Consent
Seizure Date: 07/17/2018
Description: Pair of black in color shoes from Brisco
Address: , TX
By: Adam Sweaney

Chain of Custody:

Transferred To:	Date/Time:
David Armstrong - Crime Scene (Vehicle)	03/19/2018 0510

Disposition:

Status:	Requested/Authorized By:	Date/Time:
No Final Disposition Required		07/17/2018 0000

S3.P6 Evidence: Other
Seizure Type: Consent
Seizure Date: 07/17/2018
Description: Pair of white in color socks from Brisco

DPS SENSITIVE

11/18/2019 10:27

Address: , TX
 By: Adam Sweaney

Chain of Custody:

Transferred To:	Date/Time:
David Armstrong - Crime scene (Vehicle)	03/19/2018 0510

Disposition:

Status:	Requested/Authorized By:	Date/Time:
No Final Disposition Required		07/17/2018 0000

S3.P7 Evidence: Other
Seizure Type: Consent
Seizure Date: 07/17/2018
Description: Black in color underwear from Brisco
Address: , TX
By: Adam Sweaney

Chain of Custody:

Transferred To:	Date/Time:
David Armstrong - Crime Scene (Vehicle)	03/19/2019 0510

Disposition:

Status:	Requested/Authorized By:	Date/Time:
No Final Disposition Required		07/17/2018 0000

S3.P8 Evidence: Other
Seizure Type: Consent
Seizure Date: 07/17/2018
Description: Black in color underwear from Brisco
Address: , TX
By: Adam Sweaney

Chain of Custody:

Transferred To:	Date/Time:
David Armstrong - Crime Scene (Vehicle)	03/19/2018 0510

Disposition:

Status:	Requested/Authorized By:	Date/Time:
No Final Disposition Required		07/17/2018 0000

S3.P9 Evidence: Other
Seizure Type: Consent
Seizure Date: 07/17/2018
Description: White in color t-shirt from Brisco
Address: , TX
By: Adam Sweaney

Chain of Custody:

Transferred To:	Date/Time:
David Armstrong - Crime Scene (Vehicle)	03/19/2018 0510

Disposition:

Status:	Requested/Authorized By:	Date/Time:

DPS SENSITIVE

11/18/2019 10:27

No Final Disposition Required	07/17/2018 0000
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S3.P10 Evidence: Other
Seizure Type: Consent
Seizure Date: 07/17/2018
Description: White in color undershirt
Address: , TX
By: Adam Sweaney

Chain of Custody:

Transferred To:	Date/Time:
David Armstrong - Crime Scene (Vehicle)	03/19/2018 0510

Disposition:

Status:	Requested/Authorized By:	Date/Time:
No Final Disposition Required		07/17/2018 0000

S3.P11 Evidence: Other
Seizure Type: Consent
Seizure Date: 07/17/2018
Description: Blue in color pants from Brisco
Address: , TX
By: Adam Sweaney

Chain of Custody:

Transferred To:	Date/Time:
David Armstrong - Crime Scene (Vehicle)	03/19/2018 0510

Disposition:

Status:	Requested/Authorized By:	Date/Time:
No Final Disposition Required		07/17/2018 0000

S3.P12 Evidence: Audio and/or Video recording (other)
Seizure Type: Consent
Seizure Date: 07/17/2018
Description: Video recording of contact with Brisco's family
Address: , TX
By: Adam Sweaney

Disposition:

Status:	Requested/Authorized By:	Date/Time:
No Final Disposition Required		07/17/2018 0000

S4.P1 Evidence: Photograph
Seizure Date: 03/18/2018 2058
Description: Crime Scene Photographs
Address: , TX
By: David Armstrong

Disposition:

Status:	Requested/Authorized By:	Date/Time:
No Final Disposition Required		03/18/2018 2058

S4.P2 Evidence: Other
Seizure Date: 03/18/2018 2300

DPS SENSITIVE

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Description: Shoes of Brisco
Address: , TX
By: David Armstrong

Chain of Custody:

Transferred To:	Date/Time:
David Armstrong - Crime Scene (DPS)	03/18/2018 2330

Disposition:

Status:	Requested/Authorized By:	Date/Time:
Transferred to DPS Crime Lab		03/22/2018 1200

S4.P3 Evidence: Other
Seizure Date: 03/18/2018 2300
Description: Socks from Brisco
Address: , TX
By: David Armstrong

Chain of Custody:

Transferred To:	Date/Time:
David Armstrong - Crime Scene (DPS)	03/18/2018 2330

Disposition:

Status:	Requested/Authorized By:	Date/Time:
Transferred to DPS Crime Lab		03/22/2018 1200

S4.P4 Evidence: Other
Seizure Date: 03/18/2018 2300
Description: Long underwear from Brisco
Address: , TX
By: David Armstrong

Chain of Custody:

Transferred To:	Date/Time:
David Armstrong - Crime Scene (DPS)	03/18/2018 2330

Disposition:

Status:	Requested/Authorized By:	Date/Time:
Transferred to DPS Crime Lab		03/22/2018 1200

S4.P5 Evidence: Other
Seizure Date: 03/18/2018 2300
Description: Blue underwear from Brisco
Address: , TX
By: David Armstrong

Chain of Custody:

Transferred To:	Date/Time:
David Armstrong - Crime Scene (DPS)	03/18/2018 2330

Disposition:

Status:	Requested/Authorized By:	Date/Time:
Transferred to DPS Crime Lab		03/22/2018 1200

DPS SENSITIVE

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S4.P6 Evidence: Other
Seizure Date: 03/18/2018 2300
Description: White shirt from Brisco
Address: , TX
By: David Armstrong

Chain of Custody:

Transferred To:	Date/Time:
David Armstrong - Crime Scene (DPS)	03/18/2018 2330

Disposition:

Status:	Requested/Authorized By:	Date/Time:
Transferred to DPS Crime Lab		03/22/2018 1200

S4.P7 Evidence: Other
Seizure Date: 03/18/2018 2300
Description: White undershirt from Brisco
Address: , TX
By: David Armstrong

Chain of Custody:

Transferred To:	Date/Time:
David Armstrong - Crime Scene (DPS)	03/18/2018 2330

Disposition:

Status:	Requested/Authorized By:	Date/Time:
Transferred to DPS Crime Lab		03/22/2018 1200

S4.P8 Evidence: Other
Seizure Date: 03/18/2018 2300
Description: Blue pants with belt from Brisco
Address: , TX
By: David Armstrong

Chain of Custody:

Transferred To:	Date/Time:
David Armstrong - Crime Scene (DPS)	03/18/2018 2330

Disposition:

Status:	Requested/Authorized By:	Date/Time:
Transferred to DPS Crime Lab		03/22/2018 1200

S5.P1 Evidence: Written document (other)
Seizure Date: 03/19/2018 0243
Description: Field Evidence Log
Address: , TX
By: David Armstrong

Disposition:

Status:	Requested/Authorized By:	Date/Time:
No Final Disposition Required		03/19/2018 0243

S5.P2 Evidence: Ammunition

DPS SENSITIVE

11/18/2019 10:27

Seizure Date: 01/07/2019
Description: .380 unfired cartridge
Address: , TX
By: David Armstrong

Chain of Custody:

Transferred To:	Date/Time:
Lynda Posey - DPS Crime Lab (Lab)	03/22/2018 1200

Disposition:

Status:	Requested/Authorized By:	Date/Time:
Transferred to DPS Crime Lab		03/22/2018 1200

S5.P3 Evidence: Ammunition
Seizure Date: 01/07/2019
Description: Speer .40 S&W fired cartridge case
Address: , TX
By: David Armstrong

Chain of Custody:

Transferred To:	Date/Time:
Lynda Posey - DPS Crime Lab (Lab)	03/22/2018 1200

Disposition:

Status:	Requested/Authorized By:	Date/Time:
Transferred to DPS Crime Lab		03/22/2018 1200

S5.P4 Evidence: Ammunition
Seizure Date: 01/07/2019
Description: Speer .40 S&W fired cartridge case
Address: , TX
By: David Armstrong

Chain of Custody:

Transferred To:	Date/Time:
Lynda Posey - DPS Crime Lab (Lab)	03/22/2018 1200

Disposition:

Status:	Requested/Authorized By:	Date/Time:
Transferred to DPS Crime Lab		03/22/2018 1200

S5.P5 Evidence: Ammunition
Seizure Date: 01/07/2019
Description: Speer .40 S&W fired cartridge case
Address: , TX
By: David Armstrong

Chain of Custody:

Transferred To:	Date/Time:
Lynda Posey - DPS Crime Lab (Lab)	03/22/2018 1200

Disposition:

Status:	Requested/Authorized By:	Date/Time:
Transferred to DPS Crime Lab		03/22/2018 1200

DPS SENSITIVE

11/18/2019 10:27

S5.P6 Evidence: Ammunition
Seizure Date: 01/07/2019
Description: Speer .40 S&W fired cartridge case
Address: , TX
By: David Armstrong

Chain of Custody:

Transferred To:	Date/Time:
Lynda Posey - DPS Crime Lab (Lab)	03/22/2018 1200

Disposition:

Status:	Requested/Authorized By:	Date/Time:
Transferred to DPS Crime Lab		03/22/2018 1200

S5.P7 Evidence: Ammunition
Seizure Date: 01/07/2019
Description: Speer .40 S&W fired cartridge case
Address: , TX
By: David Armstrong

Chain of Custody:

Transferred To:	Date/Time:
Lynda Posey - DPS Crime Lab (Lab)	03/22/2018 1200

Disposition:

Status:	Requested/Authorized By:	Date/Time:
Transferred to DPS Crime Lab		03/22/2018 1200

S5.P8 Evidence: Ammunition
Seizure Date: 01/07/2019
Description: Speer .40 S&W fired cartridge case
Address: , TX
By: David Armstrong

Chain of Custody:

Transferred To:	Date/Time:
Lynda Posey - DPS Crime Lab (Lab)	03/22/2018 1200

Disposition:

Status:	Requested/Authorized By:	Date/Time:
Transferred to DPS Crime Lab		03/22/2018 1200

S5.P9 Evidence: Firearm
Seizure Date: 01/07/2019
Description: Glock Model 22 .40 S&W with Streamlight TLR-HL Light
 S/N: BECV897
Address: , TX
By: David Armstrong

Chain of Custody:

Transferred To:	Date/Time:
Lynda Posey - DPS Crime Lab (Lab)	03/22/2018 1200

DPS SENSITIVE

11/18/2019 10:27

Disposition:

Status:	Requested/Authorized By:	Date/Time:
Transferred to DPS Crime Lab		03/22/2018 1200

S5.P10 Evidence: Ammunition
Seizure Date: 01/07/2019
Description: Speer .40 S&W fired cartridge case
Address: , TX
By: David Armstrong

Chain of Custody:

Transferred To:	Date/Time:
Lynda Posey - DPS Crime Lab (Lab)	03/22/2018 1200

Disposition:

Status:	Requested/Authorized By:	Date/Time:
Transferred to DPS Crime Lab		03/22/2018 1200

S5.P11 Evidence: Ammunition
Seizure Date: 01/07/2019
Description: Speer .40 S&W fired cartridge case
Address: , TX
By: David Armstrong

Chain of Custody:

Transferred To:	Date/Time:
Lynda Posey - DPS Crime Lab (Lab)	03/22/2018 1200

Disposition:

Status:	Requested/Authorized By:	Date/Time:
Transferred to DPS Crime Lab		03/22/2018 1200

S5.P12 Evidence: Ammunition
Seizure Date: 01/07/2019
Description: Large capacity magazine containing 26 9mm unfired cartridges
Address: , TX
By: David Armstrong

Chain of Custody:

Transferred To:	Date/Time:
Lynda Posey - DPS Crime Lab (Lab)	03/22/2018 1200

Disposition:

Status:	Requested/Authorized By:	Date/Time:
Transferred to DPS Crime Lab		03/22/2018 1200

S5.P13 Evidence: Ammunition
Seizure Date: 01/07/2019
Description: Speer .40 S&W fired cartridge case
Address: , TX
By: David Armstrong

Chain of Custody:

Transferred To:	Date/Time:

DPS SENSITIVE

11/18/2019 10:27

Lynda Posey - DPS Crime Lab (Lab)	03/22/2018 1200
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Disposition:

Status:	Requested/Authorized By:	Date/Time:
Transferred to DPS Crime Lab		03/22/2018 1200

S5.P14 Evidence: Motor Vehicle
Seizure Date: 01/07/2019
Description: Ford Escap SUV
Address: , TX
By: David Armstrong

Disposition:

Status:	Requested/Authorized By:	Date/Time:
Released to other Gov Entity		03/19/2018 0515

S5.P15 Evidence: Ammunition
Seizure Date: 01/07/2019
Description: Unfired 9mm cartridge
Address: , TX
By: David Armstrong

Chain of Custody:

Transferred To:	Date/Time:
Lynda Posey - DPS Crime Lab (Lab)	03/22/2018 1200

Disposition:

Status:	Requested/Authorized By:	Date/Time:
Transferred to DPS Crime Lab		03/22/2018 1200

S5.P16 Evidence: Marijuana
Seizure Date: 01/07/2019
Description: Cigar containing substance with odor of marijuana
Address: , TX
By: David Armstrong

Chain of Custody:

Transferred To:	Date/Time:
Lynda Posey - DPS Crime Lab (Lab)	03/22/2018 1200

Disposition:

Status:	Requested/Authorized By:	Date/Time:
Destroyed		03/22/2018 1200

S6.P1 Evidence: Other
Seizure Date: 03/19/2018
Description: Gunshot Residue Kit
Address: , TX
By: David Armstrong

Chain of Custody:

Transferred To:	Date/Time:
Lynda Posey - DPS Crime Lab (Lab)	03/22/2018 1200

DPS SENSITIVE

11/18/2019 10:27

Disposition:

Status:	Requested/Authorized By:	Date/Time:
No Final Disposition Required		03/22/2018 1200

S6.P2 Evidence: Other
Seizure Date: 03/19/2018
Description: Projectile from Brisco
Address: , TX
By: David Armstrong

Chain of Custody:

Transferred To:	Date/Time:
Lynda Posey - DPS Crime Lab (Lab)	03/22/2018 1200

Disposition:

Status:	Requested/Authorized By:	Date/Time:
No Final Disposition Required		03/22/2018 1200

S6.P3 Evidence: Biological
Seizure Date: 03/18/2018
Description: Head Hair Standard
Address: , TX
By: David Armstrong

Chain of Custody:

Transferred To:	Date/Time:
Lynda Posey - DPS Crime Lab (Lab)	03/22/2018 1200

Disposition:

Status:	Requested/Authorized By:	Date/Time:
No Final Disposition Required		03/22/2018 1200

S6.P4 Evidence: Biological
Seizure Date: 03/19/2018
Description: Blood Standard
Address: , TX
By: David Armstrong

Chain of Custody:

Transferred To:	Date/Time:
Lynda Posey - DPS Crime Lab (Lab)	03/22/2018 1200

Disposition:

Status:	Requested/Authorized By:	Date/Time:
No Final Disposition Required		03/22/2018 1200

S6.P5 Evidence: Biological
Seizure Date: 03/19/2018
Description: Bags from Brisco's Hands
Address: , TX
By: David Armstrong

Chain of Custody:

Transferred To:	Date/Time:

DPS SENSITIVE

11/18/2019 10:27

Lynda Posey - DPS Crime Lab (Lab)	03/22/2018 1200
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Disposition:

Status:	Requested/Authorized By:	Date/Time:
No Final Disposition Required		03/19/2018 1200

S7.P1 Evidence: Search Warrants
Seizure Date:
Description: Search Warrant
Address: , TX
By: David Armstrong

Disposition:

Status:	Requested/Authorized By:	Date/Time:
No Final Disposition Required		03/20/2018 1111

S7.P2 Evidence: Photograph
Seizure Date: 02/04/2019
Description: Digital Photographs
Address: , TX
By: David Armstrong

Disposition:

Status:	Requested/Authorized By:	Date/Time:
No Final Disposition Required		03/20/2018 1428

S7.P3 Evidence: Ammunition
Seizure Date: 02/04/2019
Description: Projectile from rear side door
Address: , TX
By: David Armstrong

Chain of Custody:

Transferred To:	Date/Time:
Lynda Posey - DPS Garland (Crime Lab)	03/22/2018 1200

Disposition:

Status:	Requested/Authorized By:	Date/Time:
No Final Disposition Required		03/22/2018 1200

S7.P4 Evidence: Ammunition
Seizure Date: 02/04/2019
Description: Projectile from driver seat
Address: , TX
By: David Armstrong

Chain of Custody:

Transferred To:	Date/Time:
Lynda Posey - DPS Garland (Crime Lab)	03/22/2018 1200

Disposition:

Status:	Requested/Authorized By:	Date/Time:
No Final Disposition Required		03/22/2018 1200

DPS SENSITIVE

11/18/2019 10:27

S7.P5 Evidence: Marijuana
Seizure Date: 02/04/2019
Description: Cigar containing marijuana
Address: , TX
By: David Armstrong

Chain of Custody:

Transferred To:	Date/Time:
Lynda Posey - DPS Garland (Crime Lab)	03/22/2018 1200

Disposition:

Status:	Requested/Authorized By:	Date/Time:
Transferred to DPS Crime Lab	Ranger Armstrong	03/22/2018 1200

S7.P6 Evidence: Ammunition
Seizure Date: 02/04/2019
Description: Unfired 9mm Cartridge
Address: , TX
By: David Armstrong

Chain of Custody:

Transferred To:	Date/Time:
Lynda Posey - DPS Garland (Crime Lab)	03/22/2018 1200

Disposition:

Status:	Requested/Authorized By:	Date/Time:
No Final Disposition Required		03/22/2018 1200

S7.P7 Evidence: Ammunition
Seizure Date: 02/04/2019
Description: Extended magazine with 26 unfired 9mm cartridges
Address: , TX
By: David Armstrong

Chain of Custody:

Transferred To:	Date/Time:
Lynda Posey - DPS Garland (Crime Lab)	03/22/2018 1200

Disposition:

Status:	Requested/Authorized By:	Date/Time:
Retained through Appeal/Sentence Duration		03/22/2018 1200

S7.P8 Evidence: Biological
Seizure Date: 02/04/2019
Description: Swab for Blood
Address: , TX
By: David Armstrong

Chain of Custody:

Transferred To:	Date/Time:
Lynda Posey - DPS Garland (Crime Lab)	03/22/2018 1200

Disposition:

Status:	Requested/Authorized By:	Date/Time:

DPS SENSITIVE

11/18/2019 10:27

Transferred to DPS Crime Lab	03/22/2018 1200
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S7.P9 Evidence: Ammunition
Seizure Date: 02/04/2019
Description: Projectile from Rear Hatch
Address: , TX
By: David Armstrong

Chain of Custody:

Transferred To:	Date/Time:
Lynda Posey - DPS Garland (Crime Lab)	03/22/2018 1200

Disposition:

Status:	Requested/Authorized By:	Date/Time:
Transferred to DPS Crime Lab		03/22/2018 1200

S7.P10 Evidence: Firearm
Seizure Type: Search Warrant
Seizure Date: 02/04/2019
Description: Glock 19 9mm pistol containing magazine with 12 unfired 9mm cartridges
 Serial Number: KBU676
Address: , TX
By: David Armstrong

Chain of Custody:

Transferred To:	Date/Time:
Lynda Posey - DPS Garland (Crime Lab)	03/20/2018 1200

Disposition:

Status:	Requested/Authorized By:	Date/Time:
Transferred to DPS Crime Lab		03/22/2018 1200

S7.P11 Evidence: Cell phone
Seizure Date: 02/04/2019
Description: LG Smartphone
Address: , TX
By: David Armstrong

Disposition:

Status:	Requested/Authorized By:	Date/Time:
Retained through Appeal/Sentence Duration		03/20/2018 1600

S7.P12 Evidence: Audio and/or Video recording (other)
Seizure Date: 02/04/2019
Description: DVD containing LPD Dispatch Recordings
Address: , TX
By: David Armstrong

Disposition:

Status:	Requested/Authorized By:	Date/Time:
No Final Disposition Required		03/20/2018 1600

S7.P13 Evidence: Audio and/or Video recording (other)
Seizure Date: 02/04/2019
Description: 10 DVD's containing LPD In-car and body worn camera footage

DPS SENSITIVE

11/18/2019 10:27

Address: , TX
By: David Armstrong

Disposition:

Status:	Requested/Authorized By:	Date/Time:
No Final Disposition Required		03/20/2018 1600

S9.P1 Evidence: Audio and/or Video recording (other)
Seizure Date: 03/22/2018 1838
Description: Audio Recorded Interview
Address: , TX
By: David Armstrong

Disposition:

Status:	Requested/Authorized By:	Date/Time:
No Final Disposition Required		03/22/2018 1838

S9.P2 Evidence: Photograph
Seizure Date: 02/18/2019
Description: Digital Photographs (Witness POV)
Address: , TX
By: David Armstrong

Disposition:

Status:	Requested/Authorized By:	Date/Time:
No Final Disposition Required		03/22/2018 1838

S10.P1 Evidence: Photograph
Seizure Date: 03/18/2018
Description: Digital Photographs of Officer Beauchamp's Injuries
Address: , TX
By: David Armstrong

Chain of Custody:

Transferred To:	Date/Time:
David Armstrong - DPS Garland (Office)	03/18/2018 1200

Disposition:

Status:	Requested/Authorized By:	Date/Time:
No Final Disposition Required		03/23/2018 1200

S10.P2 Evidence: Audio and/or Video recording (other)
Seizure Date: 03/18/2018
Description: Video Recorded Interview with Brisco's Family
Address: , TX
By: David Armstrong

Chain of Custody:

Transferred To:	Date/Time:
David Armstrong - DPS Garland (Office)	03/23/2018 1200

Disposition:

Status:	Requested/Authorized By:	Date/Time:
No Final Disposition Required		03/23/2018 1200

DPS SENSITIVE

11/18/2019 10:27

S11.P1 Evidence: Audio and/or Video recording (other)
Seizure Date: 03/23/2018
Description: In-car and body worn camera footage
Address: , TX
By: David Armstrong

Disposition:

Status:	Requested/Authorized By:	Date/Time:
No Final Disposition Required		03/23/2018 1200

S12.P1 Evidence: Witness Statement (written)
Seizure Date: 03/23/2018
Description: Officer Lemoine Sworn Affidavit
Address: , TX
By: David Armstrong

Disposition:

Status:	Requested/Authorized By:	Date/Time:
No Final Disposition Required		03/23/2018 1416

S12.P2 Evidence: Witness Statement (written)
Seizure Date: 03/23/2018
Description: Officer Beauchamp Sworn Affidavit
Address: , TX
By: David Armstrong

Disposition:

Status:	Requested/Authorized By:	Date/Time:
No Final Disposition Required		03/23/2018 1444

S13.P1 Evidence: Written document (other)
Seizure Date: 06/05/2018
Description: AUtopsy Report for Brisco
Address: , TX
By: David Armstrong

Disposition:

Status:	Requested/Authorized By:	Date/Time:
No Final Disposition Required		06/05/2018 0800

S14.P1 Evidence: Witness Statement Audio and/or Video recording (statement)
Seizure Date: 12/20/2018
Description: DPS Crime Lab Firearms and Toolmarks Exam Report
Address: , TX
By: David Armstrong

Disposition:

Status:	Requested/Authorized By:	Date/Time:
No Final Disposition Required		12/20/2018 0800

ATTACHMENT NAME(S)

END OF REPORT

DPS SENSITIVE

11/18/2019 10:27

Exhibit 8

Lancaster Police Department radio
from March 18, 2018